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DEPARTMENT OF AGRICULTURE (USDA)

DEPARTMENT OF AGRICULTURE

Office of the Secretary

7 CFR Subtitle A, Chs. I-VII, IX-XII, XIV-XVIII, XXI, XXIV-XXIX

9 CFR Chs. I-IV

36 CFR Ch. II

41 CFR Ch. 4

Semiannual Regulatory Agenda, April 1995

AGENCY: Office of the Secretary, USDA.
ACTION: Semiannual regulatory agenda.

SUMMARY: This agenda provides summary descriptions of significant and not-significant regulations being developed in agencies of the U.S. Department of Agriculture (USDA) in conformance with Executive Order 12866 "Regulatory Planning and Review." The agenda also describes regulations affecting small entities as required by section 602 of the Regulatory Flexibility Act, Public Law 96-354.

USDA has attempted to list all regulations and regulatory reviews pending at the time of publication except for minor and routine or repetitive actions, but some may have been inadvertently missed. There is no legal significance to the omission of an item from this listing. Also, the dates shown for the steps of each action are estimated and are not commitments to act on or by the date shown.

The Federal Crop Insurance Reform and Department of Agriculture Reorganization Act of 1994, Public Law 103-354, provided the Secretary the authority to reorganize USDA. As part of the reorganization effort, the Secretary first restructured headquarters agencies and offices into six mission areas and established several new agencies in order to improve the delivery of programs and services to the publics

USDA serves. The newly established agencies are as follows:

(1) Consolidated Farm Services Agency (CFSA), which is responsible for agricultural price and income support programs, production adjustment programs, and the conservation reserve and agricultural conservation programs formerly performed by the Agricultural Stabilization and Conservation Service, supervision of the Federal Crop Insurance Corporation, farm-related agricultural credit programs formerly performed by the Farmers Home Administration, and other programs related to farm services;

(2) Rural Utilities Service (RUS), which is responsible for electric and telephone loan programs formerly performed by the Rural Electrification Administration, water and waste facilities loans and grants formerly performed by the Rural Development Administration, and other related rural utilities services;

(3) Rural Housing and Community Development Service (RHCDS), which is responsible for housing loan programs formerly performed by the Farmers Home Administration, community facilities loan programs formerly performed by the Rural Development Administration, and other programs related to rural housing and community development;

(4) Rural Business and Cooperative Development Service (RBCDS), which is responsible for business and industry loan programs and assistance programs for cooperatives formerly performed by the Rural Development Administration and other functions related to rural business and cooperative development;

(5) Food and Consumer Service (FCS), which is responsible for all food stamp, school lunch, child nutrition, and special feeding programs formerly performed by the Food and Nutrition Service and other functions related to food and consumer services;

(6) Natural Resources Conservation Service (NRCS), which is responsible for all soil and water conservation programs formerly performed by the Soil Conservation Service, the Wetlands Reserve, Water Bank, Colorado River Basin Salinity Control and Forestry Incentive program formerly performed by the ASCS, The Farms for the Future Act programs formerly performed by the FmHA, and other functions related to natural resources conservation;

(7) Cooperative State Research, Education, and Extension Service, which is responsible for all cooperative State and other research programs formerly performed by the Cooperative State Research Service, all cooperative education and extension programs formerly performed by the Extension Service, and other functions related to cooperative research, education, and extension;

(8) Grain Inspection, Packers, and Stockyards Administration, which is responsible for all programs and activities presently performed by the Federal Grain Inspection Service and the Packers and Stockyards Administration;

(9) National Appeals Division, which is responsible for all administrative appeals; and

(10) Office of Risk Assessment and Cost-Benefit Analysis, which is responsible for assessing the risks to human health, human safety, or the environment of proposed major regulations.

The functions of the remaining agencies within the Department are unchanged.

FOR FURTHER INFORMATION CONTACT: For further information on any specific entry shown in this agenda, please contact the person listed for that action. Requests for copies of the agenda should include a self-addressed, stamped envelope and be directed to: Regulatory Agenda, OBPA, Office of the Secretary, Room 118-E, Administration Building, U.S. Department of Agriculture, Washington, DC 20250, (202) 720-1272.

Dated: February 27, 1995.
Marvin J. Shapiro,
Chief, Legislative, Regulatory, and Automated Systems Division.

Agricultural Marketing Service—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
1	Voluntary and Mandatory Egg and Egg Products Inspection	0581-AA58
2	Revision of 7 CFR 29.500 Fees and Charges for Inspection and Grading of Imported Tobacco	0581-AB12

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Agricultural Marketing Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3	Standards for Products Produced Following Organic Production, Processing and Handling Methods	0581-AA40
4	Refrigeration and Labeling Requirements for Shell Eggs	0581-AA66
5	Changes in Fees for Voluntary Federal Meat Grading and Certification Services	0581-AB34
6	Salmonella Recognized Laboratory Program	0581-AB38

Agricultural Marketing Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
7	Revision of Regulations Governing the Inspection and Grading Services of Manufactured or Processed Dairy Products	0581-AA45
8	Relating to Inspection and Grading of Burley Tobacco	0581-AB01
9	User Fees for Cotton Classification Services to Growers 1995 Crop	0581-AB15
10	Regulations Under the Perishable Agricultural Commodities Act	0581-AB28
11	Increase Seed Inspection Fees	0581-AB35
12	Regulations and Rules of Practice Under the Plant Variety Protection Act	0581-AB39

Agricultural Marketing Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
13	National Laboratory Accreditation Program	0581-AA38
14	Regulations Under the Federal Seed Act	0581-AA52
15	Review of Basic Formula Price in All Federal Milk Orders	0581-AA57
16	Grading of Shell Eggs	0581-AA60
17	Voluntary Grading of Poultry Products and Rabbit Products	0581-AA61
18	Grading and Inspection, Specifications for Approved Dairy Plants and Standards for Grades of Dairy Products; General Specification for Dairy Plants Approved for USDA Inspection and Grading	0581-AA95
19	Grading and Inspection, General Specifications for Approved Dairy Plants and Standards for Grades of Dairy Products; United States Standards for Grades of Nonfat Dry Milk (Spray Process)	0581-AA96
20	Grading and Inspection, General Specifications for Approved Dairy Plants and Standards for Grades of Dairy Products; United States Standards for Instant Nonfat Dry Milk	0581-AA97
21	United States Standards for Grades of Tomato Sauce	0581-AA99
22	Revision of the Regulations Governing Inspection Certification and Standards for Fresh Fruits, Vegetables, and Other Products	0581-AB02
23	Change in Fees for Federal Meat Grading and Certification Services	0581-AB07
24	Milk for Manufacturing Purposes and Its Production and Processing Requirements Recommended for Adoption by State Regulatory Agencies (Raw Milk)	0581-AB11
25	1994 Adjustment of the Value of Imported Cotton for Collections, Cotton Research and Promotion Assessments ...	0581-AB14
26	Processed Fruits and Vegetables, Processed Products Thereof, and Certain Other Processed Food Products (Fee Increase)	0581-AB16
27	Soybean Promotion, Research, and Consumer Information Act; Reapportionment of Directors on the United Soybean Board	0581-AB18
28	Amendments to the Lime Research, Promotion and Consumer Information Order	0581-AB19
29	Implementation of Fresh Cut Flowers and Fresh Cut Greens Promotion and Information Order	0581-AB20
30	Watermelon Research and Promotion Plan; Proposed Amendments to the Plan; Rules and Regulations Issued Thereunder; and Procedure for the Conduct of Referenda	0581-AB21
31	Amendments to the Recordkeeping Requirements for Certified Applicators of Federally Restricted Use Pesticides ..	0581-AB22
32	Amendments to the Honey Research, Promotion, and Consumer Information Order	0581-AB23
33	Potato Research and Promotion Plan: Amendment to Rules and Regulations Issued Thereunder	0581-AB26
34	Rules of Practice Governing Proceedings on Petitions To Modify or To Be Exempt From Research and Promotion Programs for Fruits, Vegetables, and Specialty Crops Consolidation	0581-AB27
35	Soybean Promotion and Research Program; Procedures for Conduct of a Producer Poll	0581-AB30
36	Beef Promotion and Research: Changes in HTS Numbers	0581-AB31
37	Amendment to Egg Research and Promotion Order To Increase the Rate of Assessment	0581-AB32

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Agricultural Marketing Service—Completed/Longterm Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
38	Increase in Fees and Charges for Egg Products Inspection and Egg Poultry and Rabbit Grading	0581-AB33
39	Pork Promotion Research, and Consumer Information Act of 1985- Increase in Assessment Rate	0581-AB36
40	Regulations Under the Federal Seed Act (Amendments)	0581-AB37

Consolidated Farm Service Agency—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
41	Amendments to Sugar and Crystalline Fructose Marketing Allotment Regulations	0560-AD79
42	Revisions to the Direct Farm Ownership Loan Regulation (1943-A) To Clarify Existing Policies and Procedures Pertaining to the Agency's Outreach Program for Members of Socially Disadvantaged	0560-AE23

Consolidated Farm Service Agency—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
43	Amendments to CCC Debt Settlement Regulations Regarding Waiver of Restriction on Program Eligibility and Collection of Judgments by Administrative Offset	0560-AD09
44	90-Day Rule	0560-AD43
45	Amendments to Regulations Regarding Payments to Persons Convicted of Controlled Substance Violations	0560-AD47
46	Program Ineligibility for Noncompliance With Boll Weevil Eradication Program	0560-AD57
47	Wool and Mohair Recourse Loan Program	0560-AD75
48	Regulations for Conservation Compliance Crop Acreage Base (CAB) Adjustments	0560-AD80
49	Farm Facility Loan Program Regulations	0560-AD85
50	Amendments to the Payment Limitation Regulations for 1995	0560-AD89
51	Amendment to the Peanut Loan Program Regulations—Requirement for Crop Insurance	0560-AD90
52	Amendment to the Tobacco Loan Program Regulations—Requirement for Crop Insurance	0560-AD91
53	Amendments to the Conservation Reserve Program Regulations Regarding Early Contract Terminations, Enrolling Replacement and New Acreage, and Contract Extensions	0560-AD95
54	Amendment to the Conservation Reserve Program (CRP) Regulations—Requirements for Crop Insurance	0560-AD96
55	Measure-All Pilot Project	0560-AD98
56	Loans to Indian Tribes and Tribal Corporations	0560-AE10
57	Elimination of Consolidation of Loans	0560-AE12
58	Reorganization Plans Under Federal Bankruptcy Codes	0560-AE18
59	Decision to Liquidate	0560-AE19
60	Special Disaster Set-Aside Program; Fruit and Nut Trees	0560-AE21
61	Disaster Assistance	0560-AE22
62	Socially Disadvantaged Outreach Program	0560-AE24
63	Part 1946 Mediation; Subpart A Agricultural Loan Mediation Program	0560-AE26

Consolidated Farm Service Agency—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
64	Excessive Manufacturing (Make) Allowances in State Marketing Orders for Milk	0560-AC23
65	Common Provisions for the 1994 Wheat, Feed Grain, Cotton, and Rice Programs	0560-AC74
66	Amendment to the Highly Erodible Land and Wetlands Conservation Program Regulations—Person Determinations	0560-AC86
67	Amendments to the Wetlands Regulations Regarding Abandoned Acreage and Drainage by Drainage Districts	0560-AC92
68	Amendments to the Production Adjustment Regulations—Reconstitution of Bases, Allotments and Quotas	0560-AC99
69	Pilot Voluntary Production Limitation Program	0560-AD00
70	Conservation Environmental Programs Regulations Regarding Water Quality Incentives Project, Cost Share Provisions of the Emergency Conservation Program, and Other Revisions	0560-AD16

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Consolidated Farm Service Agency—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
71	1995 Feed Grain Program	0560-AD37
72	1995 Rice Program	0560-AD38
73	1995 Upland Cotton Program	0560-AD39
74	1995 Wool and Mohair Program	0560-AD40
75	1994 Options Pilot Program	0560-AD48
76	Amendment to the Acreage Conservation Reserve and the Conserving Use Acreage Regulations for Producers Affected by Excessive Rainfall and Flooding	0560-AD50
77	1994 Wheat Farmer-Owned Reserve Program	0560-AD60
78	1994 Feed Grain Farmer-Owned Reserve Program	0560-AD61
79	1995-Crop Marketing Quota and Price Support Level for Flue-Cured Tobacco	0560-AD62
80	1995-Crop Marketing Quota and Price Support Level for Burley Tobacco	0560-AD63
81	1995-Crop Marketing Quota and Price Support Levels for Six Kinds of Tobacco	0560-AD64
82	1995-Crop Marketing Quotas for Three Kinds of Tobacco	0560-AD65
83	1995-Crop Peanuts National Poundage Quota and Minimum Commodity Credit Corporation (CCC) Export-Edible Sales Price for Additional Peanuts	0560-AD66
84	1995-Crop National Average Loan Rates for Quota and Additional Peanuts	0560-AD67
85	Amendments to the Wool and Mohair Program Regulations—Payment Limitations, Marketing Assessments, and Deductions for Marketing Charges	0560-AD68
86	Technical Corrections to the Wheat, Feed Grain, Cotton and Rice Program Regulations	0560-AD72
87	1995 Wheat Loan Rate and Acreage Reduction Program	0560-AD76
88	Amendments to ASCS and CCC Debt Settlement Regulations	0560-AD78
89	Reopening of the 1993 Tree Assistance Program	0560-AD83
90	Amendment to the Emergency Livestock Assistance Regulations Regarding Feed Allowance and Approval of Counties for Assistance	0560-AD84
91	Common Provisions for 1995 Wheat, Feed Grain, Cotton, and Rice Programs	0560-AD86
92	1995 Oilseed Program	0560-AD87
93	Sugar and Crystalline Fructose Information and Recordkeeping Requirements	0560-AD88
94	Amendment to the Warehouse Regulations Regarding Auction Tobacco Warehouses	0560-AD92
95	Amendment to the Tobacco Loan Program Regulations—Budget Deficit Marketing Assessments	0560-AD93
96	Requirement for Crop Insurance as a Condition for Program Eligibility	0560-AD97
97	1995 Specifications for Cotton Bale Packaging Materials	0560-AD99
98	Farmer Programs Guaranteed Interest Assistance Program	0560-AE01
99	Farmer Program Account Servicing Policies for Section 1816 and Other Related Sections for the “1990 FACT Act”	0560-AE02
100	Implement Section 1818 (Borrower Training) of the Food Agriculture, Conservation, and Trade Act of 1990 (Fact Act)	0560-AE04
101	Guaranteed Loan Programs; Monitoring Liquid Accounts	0560-AE05
102	Implementation of Certified Lender Program	0560-AE07
103	1945-D Emergency Loan Policies, Procedures, and Authorizations—Waiver of Crop Insurance for Crops Planted for Harvest in 1992 and 1993	0560-AE08
104	Insured and Guaranteed Operating and Farm Ownership Loan and Related Instructions To Implement Sections 4, 5, 7, 8, 9, and 19 of the Agricultural Credit Improvement Act of 1992	0560-AE09
105	Section 14 of the Agricultural Credit Improvement Act of 1992, (Graduation) and Sections 1819 (Loan Assessment) and 1821 (Market Placement) of the Fact Act	0560-AE11
106	The Agricultural Credit Improvement Act of 1992	0560-AE13
107	Implement Sections 11 and 13 of the Agriculture Credit Improvement Act 1993 (Application Processing Timeframe)	0560-AE14
108	Acquisition and Management of Real and Chattel Property	0560-AE15
109	Removal of the Prohibition Against Charging Interest on Interest on Guaranteed Loans	0560-AE16
110	Small Farmer Outreach Training and Technical Assistance Program	0560-AE17
111	Special Disaster Set-Aside Program; Implementation	0560-AE20
112	Federal Crop Insurance Reform and Department of Agriculture Reorganization Act of 1994	0560-AE25

Consolidated Farm Service Agency—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
113	Sugar and Crystalline Fructose Marketing Allotment Regulations for Fiscal Years 1992 Through 1996	0560-AC14
114	1993-Crop Sugar Beet and Sugarcane Price Support Loan Rates	0560-AC98

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Consolidated Farm Service Agency—Completed/Longterm Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
115	Amendment to the U.S. Warehouse Act Regulations—License and Inspection Fees	0560-AD13
116	1994-Crop Sugar Beet and Sugarcane Price Support Loan Rates	0560-AD41
117	1995 Extra Long Staple Cotton Program	0560-AD42
118	Colorado River Basin Salinity Control Program Amendments	0560-AD45
119	Malting Barley Assessment	0560-AD55
120	Amendments to the Wetlands Reserve Program	0560-AD59
121	Cooperative Marketing Association Eligibility Requirements for Price Support	0560-AD70
122	General Price Support Regulations for Honey	0560-AD73
123	General Price Support Regulations for Grain, Rice, and Oil Seeds for 1993 to 1995 Crop Years	0560-AD74
124	End-Use Certificate System	0560-AD77
125	Amendments to the Cotton Price Support Regulations	0560-AD82
126	Extension of CRP Contracts Scheduled to Expire in FY 1995	0560-AD94
127	Real Property Insurance	0560-AE00
128	Agricultural Resource Conservation Demonstration Program	0560-AE03
129	Five-Year Applicant Loan Eligibility Certification by County Committee	0560-AE06

Animal and Plant Health Inspection Service—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
130	Importation of Fruits and Vegetables	0579-AA58
131	Importation of Certain Embryos and Animal Semen	0579-AA63

Animal and Plant Health Inspection Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
132	Cyclical Review of 9 CFR Part 92, Phase II	0579-AA34
133	Importation of Certain Animals and Poultry and Certain Animal and Poultry Products—Prevention of Poultry Diseases	0579-AA38
134	Addition of Cervidae to the Regulations Concerning Tuberculosis in Livestock	0579-AA53
135	Export Certification	0579-AA54
136	Advance Notice of Proposed Revision of The Federal Seed Act Regulations for Imported Seed	0579-AA64
137	Definition of “Biological Products” and “Guidelines”	0579-AA65
138	In Vitro Tests for Serial Release in Place of Animal Potency Tests	0579-AA66
139	Import/Export User Fees	0579-AA67
140	User Fees—Commercial Aircraft and Vessels; Phytosanitary Certificates	0579-AA68
141	HSTAIC Repair and Maintenance Fees	0579-AA69
142	User Fees, Revised User Fees for Full-Cost Recovery	0579-AA70
143	Importation of Animals and Animal Products	0579-AA71

Animal and Plant Health Inspection Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
144	Exotic Newcastle Disease in All Birds and Poultry; Psittacosis and Ornithosis in Poultry	0579-AA22
145	Importation of Unmanufactured Wood	0579-AA47
146	Chicken Disease Caused by Salmonella Enteritidis	0579-AA48
147	Animal Welfare—Standards for Marine Mammals	0579-AA59
148	Introduction of Nonindigenous Organisms	0579-AA61

USDA**Animal and Plant Health Inspection Service—Completed/Longterm Actions**

Sequence Number	Title	Regulation Identifier Number
149	Regulation of Horses and Farm Animals Under the Animal Welfare Act	0579-AA31
150	National Environmental Policy Act Implementing Procedures	0579-AA33
151	Honeybees and Honeybee Semen; Removing Certain Restrictions on Honeybees and Honeybee Semen From New Zealand	0579-AA37
152	Importation of Nursery Stock Plants, Roots, Bulbs, Seeds, and Other Plant Products—Phase II	0579-AA41
153	Pseudorabies	0579-AA49
154	Importation of Certain Dried Pork Products	0579-AA50
155	Llamas and Alpacas	0579-AA62

Cooperative State Research, Education, and Extension Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
156	Higher Education Challenge Grants Program; Administrative Provisions	0524-AA02
157	1890 Institution Capacity Building Grants Program; Administrative Provisions	0524-AA03
158	National Research Initiative Competitive Grants Program Administrative Provisions	0524-AA07
159	Small Business Innovation Research Program Administrative Provisions	0524-AA08
160	Higher Education Multicultural Scholars Program; Administrative Provisions	0524-AA09
161	Buildings and Facilities Program Administrative Provisions	0524-AA11
162	Agricultural Telecommunications Program Administrative Provisions	0524-AA12
163	Personal Property	0524-AA14

Cooperative State Research, Education, and Extension Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
164	Administrative Manual for Federal Excess Personal Property Loaned to State Cooperative Research Activities	0524-AA13

Cooperative State Research, Education, and Extension Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
165	Food and Agricultural Sciences National Needs Graduate Fellowships Grants Program; Revised Administrative Provisions	0524-AA10

Rural Housing and Community Development Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
166	Section 502 Rural Housing Loan Policies, Procedures, and Authorizations	0575-AA35
167	Civil Rights Compliance Requirements—1940-D	0575-AA83
168	Housing for Rural Homeless and Migrant Farmworkers; Policies, Procedures, and Authorizations	0575-AB14
169	Management of Hazardous Substances	0575-AB18
170	Housing Preservation Grants for Replacement of Housing	0575-AB43
171	Community Programs Guaranteed Loans	0575-AB48
172	Implementation Procedures for Highly Erodible Land and Wetlands Conservation Provisions of the Food Security Act	0575-AB58
173	Planning and Performing Construction and Other Development and Related Construction Seismic Safety	0575-AB59
174	Environmental Program	0575-AB64
175	Rural Housing Voucher Program	0575-AB79
176	Debt Settlement	0575-AB80

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Rural Housing and Community Development Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
177	Lender Repurchases of Guaranteed Loans From CFSA	0575-AB92
178	Rural Rental and Rural Cooperative Housing Loan Policies, Procedures, and Authorizations - Point Score System To Prioritize Rural Rental Housing Loans	0575-AB93

Rural Housing and Community Development Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
179	Recapture of Section 502, Rural Housing Subsidy	0575-AA29
180	Denying Credit to Applicants Delinquent on Any Federal Debt	0575-AA66
181	Section 502 Rural Housing Loan Policies, Procedures, and Authorizations (Deferred Mortgage Program)	0575-AA87
182	Planning and Performing Site Development Work	0575-AA88
183	Rural Housing Guaranteed Loans	0575-AB15
184	Section 502 Rural Housing Loan Policies, Procedures, and Authorizations (Interest Credit/Earned Income)	0575-AB16
185	Disposition of Interests in Indian Trust Land	0575-AB17
186	1927-B Real Estate Title Clearance and Loan Closing	0575-AB52
187	Offsets of Federal Payments to FmHA Borrowers	0575-AB55
188	Section 515 Nonprofit Set-Aside Funds	0575-AB60
189	Security Servicing for Multiple-Family Housing Loans	0575-AB73
190	Community Facility Loans: Internal Revenue Service Taxpayers Identification Number	0575-AB77

Rural Housing and Community Development Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
191	Liquidation, Management, and Disposition of Real Property With Secured Single Family Housing (SFH) Loans	0575-AA03
192	Servicing Cases Where Unauthorized Loan or Other Financial Assistance Was Received—Multiple Family Housing	0575-AA69
193	Adverse Decisions and Administrative Appeals; FmHA Instruction 1900-B	0575-AA70
194	Farm Labor Housing Loan and Grant Policies, Procedures, and Authorizations	0575-AB47

Federal Crop Insurance Corporation—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
195	Common Crop Insurance Regulations; Hybrid Corn Seed Crop Insurance Provisions	0563-AA78
196	Common Crop Insurance Regulations; Tobacco (Quota Plan) and Tobacco (Guaranteed Plan) Crop Insurance Provisions	0563-AA84
197	Common Crop Insurance Regulations; Onion Crop Insurance Provisions	0563-AA87
198	Common Crop Insurance Regulations; Potato Crop Insurance Provisions	0563-AA89
199	Common Crop Insurance Regulations; Popcorn Crop Insurance Provisions	0563-AA91
200	Common Crop Insurance Regulations; Dry Pea Crop Insurance Provisions	0563-AA92
201	Common Crop Insurance Regulations; Sugarbeet Crop Insurance Provisions	0563-AA93
202	Common Crop Insurance Regulations; Canning and Processing Tomato Crop Insurance Provisions	0563-AA94
203	Common Crop Insurance Regulations; Fresh Tomato Crop Insurance Provisions	0563-AA95
204	General Administrative Regulations; High Risk Land Regulations	0563-AA98
205	General Administrative Regulations; Subpart D; Application for Crop Insurance	0563-AB00
206	General Administrative Regulations; Subpart Z; Ineligible File - Crop Insurance Ineligibility	0563-AB01
207	Common Crop Insurance Regulations; Dry Bean Crop Insurance Provisions	0563-AB02
208	Common Crop Insurance Regulations; Various Crop Insurance Provisions	0563-AB03
209	General Administrative Regulations; Nonstandard Classification System; Subpart O	0563-AB05
210	Provisions; Part 459 Group Risk Plan Crop Insurance	0563-AB06
211	General Administrative Regulations; Regulations for Insurance Coverage by Written Agreement	0563-AB07
212	General Administrative Regulations: Subpart K; Debt Management	0563-AB14

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Federal Crop Insurance Corporation—Prerule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
213	General Administrative Regulations; Subpart V; Supplemental and Alternative Crop Insurance Policy Approval Process	0563-AB15
214	General Administrative Regulations; Subpart J; Appeal Procedure Regulations	0563-AB17
215	Common Crop Insurance Regulations; Various Crop Insurance Policies; Coverage in Terms of Dollars Per Acre	0563-AB18
216	General Administrative Regulations; Subpart N; Disaster Assistance Act of 1988	0563-AB20
217	General Administrative Regulations; Federal Jurisdiction and Statute of Limitation for Suits Based Upon Denial of Claims for Indemnity	0563-AB21
218	General Administrative Regulations; Actual Production History Coverage Program; Transitional Yields for Producers of Feed or Forage	0563-AB23
219	Common Crop Insurance Regulations; Small Grains, Cotton, ELS Cotton, and Coarse Grains Crop Provisions	0563-AB24

Federal Crop Insurance Corporation—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
220	Sugarcane Endorsement for Part 457, Common Crop Insurance Regulations	0563-AA79
221	Common Crop Insurance Regulations; Peanut Crop Insurance Provisions	0563-AA85

Federal Crop Insurance Corporation—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
222	General Crop Insurance Regulations; Late and Prevented Planting Provisions for Various Crops	0563-AA80
223	General Administrative Regulations; Subpart L; Reinsurance Agreement - Standards for Approval	0563-AB08
224	Catastrophic Risk Protection Endorsement	0563-AB09
225	General Administrative Regulations; Sanctions; Subpart R	0563-AB10
226	General Administrative Regulations; Subpart T; Federal Crop Insurance Reform Act of 1994; Regulations for Implementation	0563-AB11
227	Noninsured Crop Disaster Assistance Program	0563-AB13
228	General Crop Insurance Regulations; Rice Endorsement	0563-AB19

Federal Crop Insurance Corporation—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
229	Reinsurance Agreement—Standards for Approval Regulations for 1988 and Subsequent Contract Years	0563-AA74
230	Common Crop Insurance Regulations; Sunflower Crop Insurance Provisions	0563-AA77
231	Nursery Crop Endorsement for Part 457 Common Crop Insurance Regulations	0563-AA82
232	General Administrative Regulations; Group Risk Plan (GRP)	0563-AA83
233	Common Crop Insurance Regulations; Forage Production Insurance Provisions	0563-AA88
234	Common Crop Insurance Regulations; Flaxseed Crop Insurance Provisions	0563-AA90
235	Common Crop Insurance Regulations; Almond Crop Insurance Provisions	0563-AA96
236	Common Crop Insurance Regulations; Raisin Crop Insurance Provisions	0563-AA97
237	General Administrative Regulations; Subpart Q; Collection and Storage of Social Security Account Numbers and Employer Identification Numbers	0563-AA99
238	Common Crop Insurance Regulations; Hybrid Sorghum Seed Crop Insurance Provisions	0563-AB04
239	Common Crop Insurance Regulations; Sunflower Seed Crop Insurance Provisions	0563-AB16
240	Common Crop Insurance Regulations for 1995 and Subsequent Contract Years (Appropriation Contingency)	0563-AB22

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Grain Inspection, Packers and Stockyards Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
241	United States Standards for Corn	0580-AA28

Grain Inspection, Packers and Stockyards Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
242	United States Standards for Barley	0580-AA29
243	Official Performance and Procedural Requirements for Grain Weighing Equipment and Related Grain Handling Systems	0580-AA39
244	Fees for Official Inspection and Weighing Service	0580-AA40
245	U.S. Standards for Flaxseed, Mixed Grains, Oats, Rye, Sunflower Seed, and Triticale	0580-AA42
246	Regulations and Statements of General Policy Under the Packers and Stockyards Act (Group 2)	0580-AA44
247	Regulations and Statements of General Policy Under the Packers and Stockyards Act (Group 3)	0580-AA45
248	Statement of General Policy Under the Packers and Stockyard Act: Care and Handling of Livestock	0580-AA46

Grain Inspection, Packers and Stockyards Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
249	Fees for Official Inspection and Weighing Services	0580-AA27
250	Fees for Beltsville Laboratory Test Services	0580-AA41
251	Regulations and Statements of General Policy Under the Packers and Stockyards Act (Group 1)	0580-AA43

Grain Inspection, Packers and Stockyards Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
252	A Review of the Regulations Under the United States Grain Standards Act: Part 800	0580-AA08
253	Regulatory Application of Water to Grain	0580-AA25
254	Fees for Official Pesticide Residue Testing	0580-AA36

Food and Consumer Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
255	Special Supplemental Food Program for Women, Infants, and Children (WIC): Food Delivery Systems	0584-AA80
256	Food Stamp Program: Emergency Assistance for Victims of Disasters	0584-AA85
257	Special Supplemental Food Program for Women, Infants, and Children (WIC): Part 246.10, Food Package III, Children/Women With Special Dietary Needs	0584-AB09
258	Special Supplemental Food Program for Women, Infants and Children (WIC): Miscellaneous Provisions	0584-AB10
259	Child and Adult Care Food Program: Authority To Collect Overclaims	0584-AB19
260	Child and Adult Care Food Program: Prohibition of Institutionalized Adults	0584-AB21
261	Food Distribution Programs—Paperwork Reduction	0584-AB27
262	Food Distribution Programs—Implementation of 1990 Farm Bill	0584-AB28
263	Child Nutrition Programs: Revision of Infant Meal Patterns for the Child Nutrition Program	0584-AB34
264	Commodity Supplemental Food Program: Elderly-Only Sites, Administrative Funding, Referrals to Health and Social Services, Caseload Allocation Process, Priority System, and Miscellaneous	0584-AB37
265	Food Stamp Program: 1995 Quality Control Technical Amendments	0584-AB38
266	National School Lunch Program: Review of Free and Reduced Price Application Under the Coordinated Review Effort	0584-AB50

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Food and Consumer Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
267	Provisions of Computer Matching and Privacy Protection Act of 1988, Amendments of 1990, and Implementation of the Disqualified Recipient Subsystem	0584-AB51
268	Food Distribution Programs—Disaster Provisions	0584-AB55
269	Food Stamp Program: Anticipating Income and Reporting Changes	0584-AB57
270	Food Stamp Program: Quality Control Provisions of the Mickey Leland Childhood Hunger Relief Act	0584-AB75
271	Child and Adult Care Food Program: Elimination of Whole Cow's Milk From the Infant Meal Pattern	0584-AB81
272	Food Distribution Program on Indian Reservations: Eligibility and Benefits	0584-AB83
273	Food Stamp Program: Revisions in Use and Disclosure of Information Provided by Retail Food Stores and Wholesale Food Concerns	0584-AB87
274	Food Stamp Program Recipient Claims Establishment and Recovery of Overissuances	0584-AB88
275	Collecting Food Stamp Recipient Claims From Federal Income Tax Refunds and Federal Salaries	0584-AB89
276	Food Stamp Program: Revisions in Retail Food Store Eligibility Criteria and in Eligibility Guidance and Program Authorization	0584-AB90
277	Monthly Reporting on Indian Reservations Provision of Food Stamp Program Improvements Act of 1994	0584-AB98
278	Waiver Authority Under the State Processing Program	0584-AB99
279	Amendment to Promote Healthy Meals for Healthy Children in Schools	0584-AC01

Food and Consumer Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
280	Food Stamp Program: Student Eligibility	0584-AA90
281	Miscellaneous Farm Bill Provisions Relating to the Authorization of Retail Firms and Wholesale Food Concerns	0584-AB02
282	Special Supplemental Food Program for Women, Infants and Children (WIC): Food Cost Containment Requirements	0584-AB11
283	Determination of Eligibility for Free Meals by Summer Food Service Program Sponsors and Free and Reduced Price Meals by Child and Adult Care Food Program Institutions	0584-AB17
284	Benefit Delivery Rule	0584-AB32
285	Permanent Agreements/Direct Certification in National School Lunch, School Breakfast, and Special Milk Programs	0584-AB35
286	Food Stamp Program: Resource Provision From the Mickey Leland Memorial Domestic Hunger Relief Act of 1990	0584-AB40
287	WIC Farmers' Market Nutrition Program	0584-AB43
288	Special Supplemental Food Program for Women, Infants and Children (WIC): Infant Formula Procurement Act of 1992	0584-AB52
289	Special Supplemental Food Program for Women, Infants and Children (WIC): Homelessness/Migrancy as Nutritional Risk Conditions	0584-AB53
290	Food Distribution Program on Indian Reservations—Oklahoma Waiver Authority	0584-AB56
291	Food Stamp Program: Child Support Deduction	0584-AB58
292	Food Stamp Program: Excess Shelter Expense Limit and Standard Utility Allowances	0584-AB59
293	Food Stamp Program: Simplification of Program Rules	0584-AB60
294	National School Lunch Program, State Admin. Expense Funds and Determining Elig. for Free and Reduced Price Meals and Free Milk in Schools: Tech. Corrections to Coordinated Review Effort Rule	0584-AB63
295	Food Stamp Program: Payment of Certain Administrative Costs of State Agencies	0584-AB66
296	Food Distribution Program on Indian Reservations: Definition of Indian Tribal Household	0584-AB67
297	Child Nutrition Programs: Nutrition Objectives for School Meals	0584-AB73
298	FSP: Targeting for Income and Eligibility Verification	0584-AB74
299	Food Stamp Program: Certification Provisions of the Mickey Leland Childhood Hunger Relief Act	0584-AB76
300	Food Stamp Program: Utility Reimbursement Exclusion	0584-AB79
301	National School Lunch, Special Milk, School Breakfast, Child and Adult Care Food and Summer Food Service Programs: Purchase of Food Products Produced in the U.S	0584-AB82
302	Treatment of Educational and Training Assistance	0584-AB84
303	Food Stamp Program: Disqualification Penalties for Intentional Program Violations	0584-AB91
304	Food Stamp Program Automated Data Processing Equipment and Services; Reduction in Reporting Requirements	0584-AB92
305	Nutrition Objectives for School Meals—Food-Based Alternatives	0584-AB94
306	Special Supplemental Nutrition Program for Women, Infants and Children (WIC): Implementation of Nondiscretionary WIC Provisions of Pub. L. 103-448	0584-AC02

USDA

Food and Consumer Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
307	Systematic Alien Verification for Entitlements	0584-AA73
308	Food Stamp Program: Discretionary Retailer Wholesaler Changes	0584-AB03
309	Child and Adult Care Food Program: Child Nutrition and WIC Reauthorization Act Amendments	0584-AB16
310	Technical Amendments to the State Processing Program and the National Commodity Processing Program	0584-AB30
311	State Administrative Expense Funds: National School Lunch Program, Special Milk Program, School Breakfast Program, Child and Adult Care Food Programs, Food Distribution Program	0584-AB31
312	Child and Adult Care Food Program: Paperwork Reduction Regulations	0584-AB33
313	Distribution of Employment and Training Performance-Based Funds	0584-AB47
314	Emergency Food Assistance Program—Administrative Costs	0584-AB54
315	Alternate Foods for Meals: Enriched Macaroni Products With Fortified Protein	0584-AB68
316	Consideration of an Alternate Protein Source, Whey Protein Concentrate, as a Meat Alternate for Use in the Child Nutrition Programs	0584-AB69
317	Food Stamp Program Medical Expense Deduction	0584-AB78
318	Asset Accumulation Demonstration Projects	0584-AB80
319	Food Stamp Program: Maximum Allotments for the 48 States and DC, and Income Eligibility Standards & Deductions for the 48 States, DC, Alaska, Hawaii, Guam, and the Virgin Islands	0584-AB85
320	Food Stamp Program: Maximum Allotments for Alaska, Hawaii, Guam, and the Virgin Islands	0584-AB86

Food Safety and Inspection Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
321	Food Additives and GRAS Substances Used as Ingredients in Meat Food and Poultry Products	0583-AB02
322	Substitute Products Identified by Standardized Terms and Nutrient Content Claims	0583-AB51
323	Pathogen Reduction; Hazard Analysis and Critical Control Points (HACCP) Systems	0583-AB69
324	Use of Trisodium Phosphate on Raw, Unchilled Poultry Carcasses	0583-AB80
325	Nutrition Labeling; New Product Categories and Reference Amounts	0583-AB81
326	Transporting Undenatured Poultry Feet to Other Establishments for Processing	0583-AB84
327	Use of the Term “Fresh” on the Labeling of Raw Poultry Products	0583-AB86

Food Safety and Inspection Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
328	Requirements for Foreign Country Import Certification and Live Animal Importation	0583-AA47
329	Nutrition Labeling: Health Claims on Meat and Poultry Products	0583-AB64
330	Trisodium Phosphate as a Post-Chill Antimicrobial Treatment for Raw Poultry	0583-AB65
331	Poultry Products Produced by Mechanical Separation and Products in Which Such Poultry Products Are Used	0583-AB68
332	Nutrition Labeling of Ground Beef and Hamburger	0583-AB74
333	Use of Soy Protein Concentrate and Food Starch—Modified as Binders in Cured Pork Products: Direct Final Rule	0583-AB82
334	Reduction of Accreditation Fees for FSIS-Accredited Laboratories	0583-AB87

Food Safety and Inspection Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
335	Sodium/Potassium Lactate as Means of Reducing Certain Pathogenic Microorganisms in Certain Poultry Products	0583-AA83
336	Control of Added Substances and Labeling Requirements for Turkey Ham Products	0583-AA84
337	Imported Canadian Product; Provision for “Streamlined” Inspection Procedures; Exemption From Official Mark of Inspection	0583-AA99
338	Centralization and Automation of Export Certification Process	0583-AB04
339	Use of Compressed Air, Carbon Dioxide Gas, or Nitrogen Gas To Facilitate Boning of Carcasses or Parts Thereof	0583-AB13
340	Policy for Differentiating Between Calves and Adult Cattle	0583-AB18

USDA**Food Safety and Inspection Service—Completed/Longterm Actions (Continued)**

Sequence Number	Title	Regulation Identifier Number
341	Determining the Amenability of Birds to Mandatory Federal Inspection	0583-AB29
342	Notification of Residue Violators and Testing of Subsequent Shipments of Animals	0583-AB32
343	Requirements for Imported Poultry Products	0583-AB42
344	Prior Label Approval Process	0583-AB50
345	Prominent Labeling Disclosures on Meat and Poultry Products	0583-AB53
346	Procedures for Appealing Product Retentions	0583-AB62
347	Recordkeeping and Production Code Requirements for Meat and Poultry Establishments	0583-AB70
348	Refrigeration Requirements for Raw Meat and Poultry Products	0583-AB75
349	Meat Produced by Advanced Meat/Bone Separation Machinery and Meat Recovery Systems	0583-AB76
350	Enhanced Poultry Inspection	0583-AB79
351	Fee Increase for Inspection Services	0583-AB83

Foreign Agricultural Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
352	Proposed Regulations Governing Implementation of the Cooperator Market Development Program Overseas	0551-AA26
353	Section 22 Import Quotas	0551-AA27
354	CCC Export Credit Guarantee Program (GSM-102) and CCC Intermediate Export Credit Guarantee Program (GSM-103)	0551-AA30
355	Reporting Requirements Related to Tobacco Exports	0551-AA32
356	Sugar Import Licensing	0551-AA39

Foreign Agricultural Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
357	Program Criteria for the Sunflowerseed Oil Assistance Program (SOAP) and the Cottonseed Oil Assistance Program (COAP)	0551-AA31
358	Sunflowerseed Oil Assistance Program Operations (SOAP) and Cottonseed Oil Assistance Program Operations (COAP)	0551-AA33
359	Direct Credit Programs (GSM-5, GSM-201, GSM-301) Regulations	0551-AA34
360	Emerging Democracies Agricultural Facility Guarantee Program	0551-AA35
361	Regulations Governing the Financing of Commercial Sales of Agricultural Commodities (P.L. 480 Title I Program) .	0551-AA36
362	Foreign Donation of Agricultural Commodities	0551-AA38
363	Export Bonus Programs	0551-AA40

Foreign Agricultural Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
364	Regulations Governing Implementation of the Market Promotion Program (MPP) Overseas	0551-AA24

Forest Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
365	Hydropower Applications	0596-AA47
366	National Forest Prohibitions; Law Enforcement Support Activities	0596-AA75
367	Revise Small Tracts Act Regulations	0596-AA79
368	Isolated Cabin Policy	0596-AA85

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Forest Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
369	Solid Waste Disposal Policy	0596-AA92
370	Irrevocable Letter of Credit	0596-AA93
371	Timber Sale Performance and Payment Bond Form Revision	0596-AA94
372	National Forest System Land and Resource Management Planning	0596-AB20
373	Disposal of National Forest Timber; Cancellation of Timber Sale Contracts	0596-AB21
374	Change Emphasis Away From Residual Value Appraisal to Transaction Evidence Appraisal as the Prime Method of Appraising National Forest Timber	0596-AB26
375	Species Surplus to Domestic Manufacturing Needs	0596-AB27
376	Retention of Downpayment on Timber Sale Contracts	0596-AB28
377	National Forest System Land and Resource Management Planning Forest Service Manual Chapter 1920	0596-AB31
378	Use of Fixed Anchors for Rock Climbing in Wilderness	0596-AB33
379	Collection of Reimbursable Costs for Processing Special-Use Applications and Administration of Special-Use Authorizations	0596-AB36
380	Exercise of Outstanding Mineral Rights	0596-AB38
381	Smith River National Recreation Area	0596-AB39
382	Indices to Determine Market-Related Term Additions	0596-AB40
383	Market-Related Term Additions	0596-AB41
384	Private Sale of Golden Eagle Passports	0596-AB44
385	Appeal of Decisions Relating to Occupancy and Use of National Forest System Lands	0596-AB45
386	Sale and Disposal of National Forest System Timber; Extension of Timber Sale Contracts To Permit Urgent Removal of Other Timber	0596-AB48
387	Ski Area Permit Fee System	0596-AB49
388	Disposal of National Forest Timber: Timber Sale Contract Revisions	0596-AB52

Forest Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
389	36 CFR Part 222 Subpart A: Management of Grazing Use Within Rangeland Ecosystems	0596-AA35
390	Indian Allotments on National Forest System Lands	0596-AA52
391	Land Uses and Prohibitions; Noncommercial Group Uses	0596-AA80
392	Federal Timber Export and Substitution Restrictions (Comprehensive Revision)	0596-AB22
393	State and Private Forestry Assistance Stewardship Incentive Program	0596-AB32
394	Special-Use Applications and Administration of Special-Use Authorizations	0596-AB35
395	Occupancy and Use of Developed Sites and Areas of Concentrated Public Use	0596-AB43
396	Animal Damage Management	0596-AB47
397	Fee Schedules for Communication Uses on National Forest System Lands	0596-AB51
398	Outfitting and Guiding Permits and Fees	0596-AB53

Forest Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
399	Prohibition on Mechanical Transport and Other Activities in Wilderness	0596-AA39
400	Pre-Award Information Requirements	0596-AB03
401	36 CFR 222 Range Management, Subpart C Grazing Fees	0596-AB42
402	Use of Bait in Hunting	0596-AB46
403	36 CFR 222 Range Management; Subpart C; 222.51 Grazing Fees in the West; (j) Qualification Criteria	0596-AB50

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Office of Chief Financial Officer—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
404	Audits of State, Local, and Indian Tribal Governments	0505-AA09

Office of the General Counsel—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
405	Rules of Practice	0510-AA00

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
406	Supplemental Standards of Ethical Conduct for Employees of the Department of Agriculture	0503-AA05
407	Grants and Agreements with Institutions of Higher Education, Hospitals and Other Non-Profit Organizations	0503-AA10

Office of the Secretary—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
408	Food Stamp Program: Forfeiture and Denial of Property Rights	0503-AA07
409	Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments	0503-AA08
410	Designation of Rural Empowerment Zones and Enterprise Communities	0503-AA09

Rural Business and Cooperative Development Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
411	Alcohol Fuels Credit Implementing Regulations	0570-AA01
412	Local Technical Assistance and Planning Grants	0570-AA05
413	Community Facility Loans: Recreation and Tourism	0570-AA14
414	Civil Rights Policies Applicable to REA Borrowers	0570-AA17

Rural Business and Cooperative Development Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
415	Rural Technology Development Grants	0570-AA02
416	Rural Business Enterprise Grants and Television Demonstration Grants	0570-AA08
417	Rural Business Loan Streamlining	0570-AA09
418	1980-E Business and Industrial Loan Program—Audit Requirements	0570-AA11
419	Rural Business Enterprise Grants and TV Demonstration Grants; Technical Assistance and Training Grants; Non-profit National Corporations Loan and Grant Program	0570-AA12
420	Business and Industrial Interest Buydown	0570-AA13
421	Intermediary Relending Program Rewrite	0570-AA15
422	Business and Industrial Loan Program	0570-AA16
423	Rural Economic Development Loan and Grant Program	0570-AA18

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Rural Business and Cooperative Development Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
424	Federal-State Research on Cooperatives Program	0570-AA10

Rural Utilities Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
425	Loan Security Documents—Telephone Program	0572-AA30
426	Wholesale Contracts for the Purchase and Sale of Electric Power and Energy	0572-AA41
427	Revision of Telecommunication Policies and Procedures for Approval of Standards, Specifications, Contract Forms, and Drawings	0572-AA45
428	Electric System Planning and Design—Policies and Procedures	0572-AA48
429	Margin Stabilization Plans and Revenue and Expense Deferrals	0572-AA50
430	Specification for Fiber Optic Splice Closures	0572-AA62
431	REA Specification for Mechanical Fiber Optic Splices	0572-AA64
432	Rescission of REA Bulletins 345-13, 345-29, 345-75, and 345-178 —Telephone Program Regulations	0572-AA66
433	Electric Standards and Specifications for Materials and Construction	0572-AA67
434	Post-Loan Policies and Procedures Common to Insured and Guaranteed Electric Loans	0572-AA71
435	REA Buy American Requirement	0572-AA73
436	Electric Systems Operations and Maintenance	0572-AA74
437	Loan Documents—Bank Program	0572-AA76
438	Depreciation Rates and Procedures	0572-AA80
439	Specification for Pole Line Hardware	0572-AA83
440	REA Fidelity and Insurance Requirements for Electric and Telephone Borrowers	0572-AA86
441	Title Evidence Policies and Procedures	0572-AA90
442	Preservation of Records Accounting Requirements for REA Electric Borrowers	0572-AA92
443	Use of General Funds Investments, Loan Guarantees, and Retirement of Capital Credits by Electric Borrowers	0572-AB01
444	REA Approval of Sale of Capital Assets by Electric Borrowers	0572-AB02
445	Loan Deferments for Energy Resources Conservation - Electric Program	0572-AB03
446	Power Requirement Studies	0572-AB05
447	Credit Support of Power Supply Borrowers	0572-AB09
448	Community Facility Loans - Construct or Improve Solid Waste Facilities	0572-AB12
449	Liquidation of Loans and Acquisition, Management and Disposal of Security Property	0572-AB13
450	Solid Waste Management Grants	0572-AB14
451	Technical Assistance and Training Grants	0572-AB15

Rural Utilities Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
452	Loan Account Computations, Policies, and Procedures	0572-AA65
453	REA Performance Specification for Line Concentrators	0572-AA72
454	Long-Range Financial Forecasts of Electric Borrowers	0572-AA89
455	Exemptions of REA Controls Over Borrower Operations	0572-AA96
456	Pre-loan Policies and Procedures for Electric Loans	0572-AA98
457	Loans for Demand-Side Management, Energy Conservation Programs, and On-Grid and Off-Grid Renewable Energy Systems	0572-AA99
458	Refinancing and Prepayment of FFB Loans	0572-AB00
459	Loan Security Documents for Electric Loans	0572-AB06
460	Accounting Requirements for REA Telephone Borrowers	0572-AB10
461	Community Facility Loans - Timber-Dependent Communities	0572-AB11

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Rural Utilities Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
462	Electric System Construction Policies and Procedures—Electric Materials and Construction	0572-AA47
463	Pre-Loan Policies and Procedures for Insured Electric Loans	0572-AA69
464	Electric System Construction Policies and Procedures	0572-AA84
465	State Telecommunications Modernization Plan	0572-AB07

National Resources Conservation Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
466	Wetlands Reserve Program Interim Rule	0578-AA15

National Resources Conservation Service—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
467	Soil Surveys	0578-AA00
468	Farmland Protection Policy Act	0578-AA14

Office of Operations—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
469	Agriculture Acquisition Regulation	0599-AA00

Office of Operations—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
470	New Restrictions on Lobbying	0599-AA01

DEPARTMENT OF AGRICULTURE (USDA)

Prerule Stage

Agricultural Marketing Service (AMS)

1. VOLUNTARY AND MANDATORY
EGG AND EGG PRODUCTS
INSPECTION**Priority:** Other Significant**Legal Authority:** 7 USC 1621 to 1627
Agricultural Marketing Act of 1946; 21
USC 1031 to 1056 Egg Products
Inspection Act**CFR Citation:** 7 CFR 55; 7 CFR 59**Legal Deadline:** None**Abstract:** The proposal will change the
terminology describing facilities to be
furnished, redefine dirty eggs, definesplit samples and recognized
laboratories, and clarify scheduling
operations, officially identifying
products appeal procedures, and
general operating procedures among the
inspectors who must enforce both
regulations.**Timetable:** Next Action Undetermined**Small Entities Affected:** Undetermined**Government Levels Affected:**
Undetermined**Agency Contact:** Janice L. Lockard,
Chief, Standardization Branch, Poultry
Division, Department of Agriculture,Agricultural Marketing Service, Room
3944 South Building, P.O. Box 96456,
Washington, DC 20090-6456, **202 720-
3506****RIN:** 0581-AA582. REVISION OF 7 CFR 29.500 FEES
AND CHARGES FOR INSPECTION
AND GRADING OF IMPORTED
TOBACCO**Priority:** Other Significant**Legal Authority:** 7 USC 511d**CFR Citation:** 7 CFR 29.500**Legal Deadline:** None

USDA—AMS

Prerule Stage

Abstract: This revision would adjust the fee charged for the inspection of imported tobacco to ensure a level comparable to that charged for domestic tobacco. This action is required by the Omnibus Budget Reconciliation Act of 1993.

Timetable: Next Action Undetermined
Small Entities Affected: Businesses
Government Levels Affected: Federal
Agency Contact: John P. Duncan III, Director, Tobacco Division, Department of Agriculture, Agricultural Marketing

Service, Room 502 Annex Building, P.O. Box 96456, Washington DC 20090-6456, **202 205-0567**

RIN: 0581-AB12

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Agricultural Marketing Service (AMS)

3. STANDARDS FOR PRODUCTS PRODUCED FOLLOWING ORGANIC PRODUCTION, PROCESSING AND HANDLING METHODS

Priority: Other Significant

Legal Authority: PL 101-624, sec 2101 to 2123; 7 USC 6501 to 6522

CFR Citation: None

Legal Deadline: NPRM, Statutory, May 28, 1992. Final, Statutory, October 1, 1993. Other, Statutory, May 28, 1991. The Organic Foods Production Act calls for the Secretary to appoint the National Organic Standards Board 180 days after enactment and convene it within 60 days thereafter.

Abstract: The Organic Foods Production Act of 1990 (OFPA) states that the Secretary shall establish an organic certification program for producers and handlers of agricultural products that have been produced using organic methods. The OFPA provides for three proposed actions by the Department of Agriculture: (1) the accreditation of state and private certifying agents for the Secretary, which includes provision for the collection of reasonable fees from producers, certifying agents, and handlers who participate in the program; (2) the establishment of a national list of natural substances prohibited, and synthetic substances allowed in organic production and handling; and (3) the development of national standards and procedures to be used in organic production, processing and handling, with the requirement that any product labeled as organically produced will have to be certified once the program is implemented (except for producers with less than \$5,000 gross sales). The OFPA also calls for establishment of a National Organic Standards Board (NOSB), notices of meetings, notices for hearings for standards for livestock products.

Timetable:

Action	Date	FR Cite
Organic Livestock Hearings	12/30/93	58 FR 69315
NPRM	06/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Harold S. Ricker, Assistant Director, Transportation and Marketing Division, Department of Agriculture, Agricultural Marketing Service, Room 4006 South Building, P.O. Box 96456, Washington, DC 20090-6456, **202 720-2704**

RIN: 0581-AA40

4. REFRIGERATION AND LABELING REQUIREMENTS FOR SHELL EGGS

Priority: Other Significant

Legal Authority: 7 USC 1621 to 1627 Agricultural Marketing Act; 7 USC 1031 to 1056 Egg Products Inspection Act

CFR Citation: 7 CFR 56; 7 CFR 59

Legal Deadline: None

Abstract: Research has shown that refrigeration is a significant factor in the reduction of bacterial growth in shell eggs. To reduce the risk of human illness from Salmonella bacteria, a shell egg industry task force believed that refrigeration of eggs was an appropriate course of action. The task force subsequently sought legislation to require that shell eggs be refrigerated at an ambient temperature no greater than 45 degrees F after packing for the ultimate consumer and be labeled to indicate that refrigeration is required. The Egg Products Inspection Act (EPIA) was amended to include these requirements, effective December 13, 1991. As the proposed regulations will implement the requirements of the EPIA, there is no alternative to this proposal. Based on USDA egg production and price data, estimated

first year compliance costs are \$40.67 million and represent 1.37 percent of gross industry proceeds or \$0.0083 per dozen. Since the first year figures include nonrecurring expenditures for facilities and vehicles, the total industry cost will be less in subsequent years.

Timetable:

Action	Date	FR Cite
NPRM	10/27/92	57 FR 48569
NPRM Comment Period End	12/28/92	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janice L. Lockard, Chief, Standardization Branch, Poultry Division, Department of Agriculture, Agricultural Marketing Service, Room 3944 South Building, P.O. Box 96456, Washington, DC 20090-6456, **202 720-3506**

RIN: 0581-AA66

5. CHANGES IN FEES FOR VOLUNTARY FEDERAL MEAT GRADING AND CERTIFICATION SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1621 et seq

CFR Citation: 7 CFR 54

Legal Deadline: None

Abstract: The purpose of this proposed regulation is to raise the fees for Federal meat grading and certification services to insure that the program operates on a financially self-supporting basis. The fee increase is in response to a Congressionally-mandated nationwide 3.09 percent salary increase that was effective January 9, 1994; a Congressionally-mandated variable, geographic region salary increase that was effective January 9, 1994; an anticipated nationwide 2.3 percent salary increase in fiscal year (FY) 1995;

USDA—AMS

Proposed Rule Stage

and a nationwide 2.09 percent salary increase in FY 1996.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Larry R. Meadows, Chief, Meat Grading and Certification Branch, Department of Agriculture, Agricultural Marketing Service, USDA, AMS, LS, MGC, P.O. Box 96456, Room 2093-So., Washington, DC 20090-6456, **202 720-1113**

RIN: 0581-AB34

6. SALMONELLA RECOGNIZED LABORATORY PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 1621 et seq

CFR Citation: 7 CFR 93

Legal Deadline: None

Abstract: The egg products inspection program is administered by the USDA Agricultural Marketing Service (AMS) in accordance with 7 USC 59, Regulations Governing the Inspection of Egg Products. The regulations provide for microbiological surveillance testing of pasteurized egg products for Salmonella spp. The regulations also state that the analyses must be conducted with approved USDA detection methodologies and procedures. A recent audit of the inspection program by the Department's Office of the Inspector General identified a need to strengthen Federal

oversight of surveillance samples. To resolve this issue, a domestic Laboratory Recognition Program will be implemented for more than 50 commercial laboratories from which AMS accepts Salmonella test results. The program will require documentation as to ability and proficiency to perform these tests on egg products.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Isaac G. Sterling, Microbiologist, Department of Agriculture, Agricultural Marketing Service, Technical Services Branch, P.O. Box 96456, Room 3517-S, Washington, DC 20090-6456, **202 720-5878**

RIN: 0581-AB38

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Agricultural Marketing Service (AMS)

7. REVISION OF REGULATIONS GOVERNING THE INSPECTION AND GRADING SERVICES OF MANUFACTURED OR PROCESSED DAIRY PRODUCTS

Priority: Routine and Frequent

Legal Authority: 7 USC 1621 to 1627 Agricultural Marketing Act of 1946

CFR Citation: 7 CFR 58

Legal Deadline: None

Abstract: The regulations have not been updated since December 1, 1976. The revisions of regulations are needed to reflect more desirable ways of carrying out the dairy inspection and grading program. The changes are not expected to have any major impact on program participation, however, in that most participants are operating in a manner that is consistent with the proposed changes.

Timetable:

Action	Date	FR Cite
NPRM	08/10/92	57 FR 35492
NPRM Comment Period End	10/09/92	57 FR 35492

Next Action Undetermined

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Tracy Schonrock, Chief, Inspection and Grading Branch,

Dairy Division, Department of Agriculture, Agricultural Marketing Service, Room 2968 South Building, Washington, DC 20250, **202 690-0530**

RIN: 0581-AA45

8. RELATING TO INSPECTION AND GRADING OF BURLEY TOBACCO

Priority: Routine and Frequent

Legal Authority: 7 USC 511 et seq

CFR Citation: 7 CFR 29.3053

Legal Deadline: None

Abstract: This revision would require that the average bale weight in each lot of burley tobacco not exceed 100 pounds. The industry has requested the Agricultural Marketing Service be given this authority in order to improve the integrity and uniformity of lots resulting in more orderly marketing and enhancing desirability of American burley.

Timetable:

Action	Date	FR Cite
NPRM	11/29/94	59 FR 60919
NPRM Comment Period End	12/29/94	

Final Action 04/00/95

Final Action Effective 09/00/95

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: John P. Duncan III, Director, Tobacco Division, Department of Agriculture, Agricultural Marketing Service, Room 502 Annex Building, P.O. Box 96456, Washington, DC 20090-6456, **202 205-0567**

RIN: 0581-AB01

9. USER FEES FOR COTTON CLASSIFICATION SERVICES TO GROWERS 1995 CROP

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 473(a); 7 USC 473(d); 7 USC 55

CFR Citation: 7 CFR 28

Legal Deadline: NPRM, Statutory, March 1, 1995. Final, Statutory, June 1, 1995.

Requires the Secretary to announce fees by June 1 each year as harvesting begins in July and a uniform fee is mandated for the entire crop.

Abstract: Annual revisions of the grower's fee for cotton classification for each crop year are mandated by formula in the Cotton Statistics and Estimates Act, as amended by Public Law 102-237. The revision provides for recovery of the cost of providing the service and allows for the variations in

USDA—AMS

Final Rule Stage

size of the crop and in other factors which affect the costs. The economic impact of revisions is not known, but a slight increase or decrease in the fee would not cause major impact. All services are voluntary.

Timetable:

Action	Date	FR Cite
NPRM	02/24/95	60 FR 10335
Final Action	05/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: A. Lee Cliburn, Assistant Chief, Program Appraisal Staff, Department of Agriculture, Agricultural Marketing Service, Room 2641 South Building, Washington, DC 20250, **202 720-3193**

RIN: 0581-AB15

10. REGULATIONS UNDER THE PERISHABLE AGRICULTURAL COMMODITIES ACT

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 4990

CFR Citation: 7 CFR 46

Legal Deadline: None

Abstract: The final rule would invite comments extending PACA coverage to include fresh and frozen fruits and vegetables that are oil-blanching, including frozen french fried potato products. Under previous regulations, suppliers of these commodities suffered considerable financial losses because oil-blanching products were excluded from the PACA. This final rule would grant dealers in frozen oil-blanching products the same rights afforded dealers whose frozen potato product is water blanching.

Timetable:

Action	Date	FR Cite
NPRM	07/12/94	59 FR 35487
NPRM Comment Period End	08/11/94	
NPRM Comment Period Extended to	10/12/94	59 FR 46772
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: James Frazier, Assistant Chief, PACA, Department of Agriculture, Agricultural Marketing Service, 14th & Independence Ave., S.W. Room 2095-S, Washington, DC 20090-6456, **202 720-4180**

RIN: 0581-AB28

11. INCREASE SEED INSPECTION FEES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1621 to 1627

CFR Citation: 7 CFR 75

Legal Deadline: None

Abstract: This proposal would increase fees for seed testing under the Agricultural Marketing Act (AMA). The AMA provides for the collection of fees and charges equal to the cost of providing the service. The increase in fees will offset increased costs for operating the voluntary program.

Timetable:

Action	Date	FR Cite
NPRM	01/04/95	60 FR 379
NPRM Comment Period End	02/03/95	60 FR 379
Final Action	09/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James P. Triplitt, Chief, Seed Regulatory and Testing Branch, Department of Agriculture, Agricultural Marketing Service, Seed Regulatory and Testing Branch, Building 506, BARC-East, Beltsville, MD 20705-2350, **301 504-9430**

RIN: 0581-AB35

12. • REGULATIONS AND RULES OF PRACTICE UNDER THE PLANT VARIETY PROTECTION ACT

Priority: Other Significant

Legal Authority: 7 USC 2321; 7 USC 2326; 7 USC 2352 to 2353; 7 USC 2356; 7 USC 2371; 7 USC 2402 to 2403; 7 USC 2426 to 2427; 7 USC 2501

CFR Citation: 7 CFR 97.1 to 97.3; 7 CFR 97.5 to 97.7; 7 CFR 97.9; 7 CFR 97.11 to 97.12; 7 CFR 97.14 to 97.15; 7 CFR 97.19 to 97.21; 7 CFR 97.23; 7

CFR 97.1000; 7 CFR 97.104 to 97.106; 7 CFR 97.120; 7 CFR 97.130; 7 CFR 97.40 to 97.143; 7 CFR 97.175; 7 CFR 97.201; 7 CFR 97.205 to 97.222; ...

Legal Deadline: Final, Statutory, April 4, 1995.

Abstract: The Plant Variety Protection Act (PVPA) was amended on October 6, 1994, to conform to the 1991 Convention of the International Union for the Protection of New Varieties of Plants (UPOV). These amendments will become effective on April 4, 1995. Amendments include extension of protection to hybrids and potatoes, extension of protection to 20 years, 25 years for woody plants, extension of protection to harvested material, extension of rights to essentially derived varieties, limit farmer's exemption to replanting their own farm, determine priority based on date of filing, require new varieties to be labeled as to which PVPA they are protected under and allows pending applications to be refiled as of April 4, 1995. This rule makes the minimum changes in the regulations to implement the PVPA. A fee increase is proposed to maintain the program as a fee-funded program. The Plant Variety Protection Advisory Board will be consulted on the proposed changes in the regulations as required by the PVPA. More extensive changes to the regulations were considered and rejected as unnecessary at this time.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/04/95	60 FR 17188
Interim Final Rule Comment Period End	05/04/95	60 FR 17188
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kenneth H. Evans, Plant Variety Protection Office Commissioner, Department of Agriculture, Agricultural Marketing Service, 10301 Baltimore Blvd., Beltsville, MD 20705, **301 504-5518**

RIN: 0581-AB39

DEPARTMENT OF AGRICULTURE (USDA)
Agricultural Marketing Service (AMS)
Completed/Longterm Actions
13. NATIONAL LABORATORY ACCREDITATION PROGRAM
CFR Citation: Not applicable

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: T. Pin Ho, 202 720-4993

RIN: 0581-AA38

14. REGULATIONS UNDER THE FEDERAL SEED ACT
CFR Citation: 7 CFR 201 to 202

Completed:

Reason	Date	FR Cite
Final Action	12/14/94	59 FR 66486
Final Action Effective	01/13/95	59 FR 66486

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James P. Triplitt, 301 504-9430

RIN: 0581-AA52

15. REVIEW OF BASIC FORMULA PRICE IN ALL FEDERAL MILK ORDERS
CFR Citation: 7 CFR 1001 to 1139

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John F. Borovics, 202 720-6274

RIN: 0581-AA57

16. GRADING OF SHELL EGGS
CFR Citation: 7 CFR 56

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janice L. Lockard, 202 720-3506

RIN: 0581-AA60

17. VOLUNTARY GRADING OF POULTRY PRODUCTS AND RABBIT PRODUCTS
CFR Citation: 7 CFR 70

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janice L. Lockard, 202 720-3506

RIN: 0581-AA61

18. GRADING AND INSPECTION, SPECIFICATIONS FOR APPROVED DAIRY PLANTS AND STANDARDS FOR GRADES OF DAIRY PRODUCTS; GENERAL SPECIFICATION FOR DAIRY PLANTS APPROVED FOR USDA INSPECTION AND GRADING
CFR Citation: 7 CFR 58

Completed:

Reason	Date	FR Cite
Final Action	01/24/95	60 FR 4824
Final Action Effective	01/24/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Duane R. Spomer, 202 720-7473

RIN: 0581-AA95

19. GRADING AND INSPECTION, GENERAL SPECIFICATIONS FOR APPROVED DAIRY PLANTS AND STANDARDS FOR GRADES OF DAIRY PRODUCTS; UNITED STATES STANDARDS FOR GRADES OF NONFAT DRY MILK (SPRAY PROCESS)
CFR Citation: 7 CFR 58

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Duane R. Spomer, 202 720-7473

RIN: 0581-AA96

20. GRADING AND INSPECTION, GENERAL SPECIFICATIONS FOR APPROVED DAIRY PLANTS AND STANDARDS FOR GRADES OF DAIRY PRODUCTS; UNITED STATES STANDARDS FOR INSTANT NONFAT DRY MILK
CFR Citation: 7 CFR 58

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Duane R. Spomer, 202 720-7473

RIN: 0581-AA97

21. UNITED STATES STANDARDS FOR GRADES OF TOMATO SAUCE
CFR Citation: 7 CFR 52; 7 CFR 2371 to 2377

Completed:

Reason	Date	FR Cite
Final Action	10/18/94	59 FR 52624
Final Action Effective	11/17/94	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Harold A. Machias, 202 720-6247

RIN: 0581-AA99

22. REVISION OF THE REGULATIONS GOVERNING INSPECTION CERTIFICATION AND STANDARDS FOR FRESH FRUITS, VEGETABLES, AND OTHER PRODUCTS
CFR Citation: 7 CFR 51

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Douglas D. Shearer, 202 720-5870

RIN: 0581-AB02

23. CHANGE IN FEES FOR FEDERAL MEAT GRADING AND CERTIFICATION SERVICES
CFR Citation: 7 CFR 54

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Completed/Longterm Actions

Completed:

Reason	Date	FR Cite
Final Action	03/23/94	59 FR 13642
Final Action Effective	03/23/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Evan J. Stachowicz, 202 720-1065

RIN: 0581-AB07

24. MILK FOR MANUFACTURING PURPOSES AND ITS PRODUCTION AND PROCESSING REQUIREMENTS RECOMMENDED FOR ADOPTION BY STATE REGULATORY AGENCIES (RAW MILK)

CFR Citation: None

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Duane R. Spomer, 202 720-7473

RIN: 0581-AB11

25. 1994 ADJUSTMENT OF THE VALUE OF IMPORTED COTTON FOR COLLECTIONS, COTTON RESEARCH AND PROMOTION ASSESSMENTS

CFR Citation: 7 CFR 1205

Completed:

Reason	Date	FR Cite
Final Action	11/16/94	59 FR 59109
Final Action Effective	12/16/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Craig Shackelford, 202 720-2259

RIN: 0581-AB14

26. PROCESSED FRUITS AND VEGETABLES, PROCESSED PRODUCTS THEREOF, AND CERTAIN OTHER PROCESSED FOOD PRODUCTS (FEE INCREASE)

CFR Citation: 7 CFR 52

Completed:

Reason	Date	FR Cite
Final Action	08/12/94	59 FR 41377
Final Action Effective	08/12/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Raymondo O'Neal, 202 720-5021

RIN: 0581-AB16

27. SOYBEAN PROMOTION, RESEARCH, AND CONSUMER INFORMATION ACT; REAPPORTIONMENT OF DIRECTORS ON THE UNITED SOYBEAN BOARD

CFR Citation: 7 CFR 1220

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ralph L. Tapp, 202 720-1111

RIN: 0581-AB18

28. AMENDMENTS TO THE LIME RESEARCH, PROMOTION AND CONSUMER INFORMATION ORDER

CFR Citation: 7 CFR 1212

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard Schultz, 202 720-5976

RIN: 0581-AB19

29. IMPLEMENTATION OF FRESH CUT FLOWERS AND FRESH CUT GREENS PROMOTION AND INFORMATION ORDER

CFR Citation: 7 CFR 1208

Completed:

Reason	Date	FR Cite
Final Action	12/29/94	59 FR 67139
Final Action Effective	12/29/94	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Art Pease, 202 720-6930

RIN: 0581-AB20

30. WATERMELON RESEARCH AND PROMOTION PLAN; PROPOSED AMENDMENTS TO THE PLAN; RULES AND REGULATIONS ISSUED THEREUNDER; AND PROCEDURE FOR THE CONDUCT OF REFERENDA

CFR Citation: 7 CFR 1210

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sonia N. Jimenez, 202 720-9916

RIN: 0581-AB21

31. AMENDMENTS TO THE RECORDKEEPING REQUIREMENTS FOR CERTIFIED APPLICATORS OF FEDERALLY RESTRICTED USE PESTICIDES

CFR Citation: 7 CFR 110

Completed:

Reason	Date	FR Cite
Final Action	02/10/95	60 FR 8118
Final Action Effective	05/11/95	

Small Entities Affected: Undetermined

Government Levels Affected: State, Tribal, Federal

Agency Contact: Bonnie Poli, 703 330-7826

RIN: 0581-AB22

32. AMENDMENTS TO THE HONEY RESEARCH, PROMOTION, AND CONSUMER INFORMATION ORDER

CFR Citation: 7 CFR 1240

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sonia N. Jimenez, 202 720-9916

RIN: 0581-AB23

33. POTATO RESEARCH AND PROMOTION PLAN: AMENDMENT TO RULES AND REGULATIONS ISSUED THEREUNDER

CFR Citation: 7 CFR 1207

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Completed/Longterm Actions

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Georgia C. Abraham, 202 720-5057

RIN: 0581-AB26

34. RULES OF PRACTICE GOVERNING PROCEEDINGS ON PETITIONS TO MODIFY OR TO BE EXEMPT FROM RESEARCH AND PROMOTION PROGRAMS FOR FRUITS, VEGETABLES, AND SPECIALTY CROPS CONSOLIDATION

CFR Citation: 7 CFR 1200; 7 CFR 1205; 7 CFR 1207; 7 CFR 1209; 7 CFR 1210; 7 CFR 1211; 7 CFR 1212; 7 CFR 1220; 7 CFR 1230; 7 CFR 1240; 7 CFR 1250; 7 CFR 1290; 7 CFR 1208

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Martha B. Ransom, 202 720-9915

RIN: 0581-AB27

35. SOYBEAN PROMOTION AND RESEARCH PROGRAM; PROCEDURES FOR CONDUCT OF A PRODUCER POLL

CFR Citation: 7 CFR 1220

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ralph L. Tapp, 202 720-1115

RIN: 0581-AB30

36. BEEF PROMOTION AND RESEARCH: CHANGES IN HTS NUMBERS

CFR Citation: 7 CFR 1260

Completed:

Reason	Date	FR Cite
Withdrawn	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ralph L. Tapp, 202 720-1115

RIN: 0581-AB31

37. AMENDMENT TO EGG RESEARCH AND PROMOTION ORDER TO INCREASE THE RATE OF ASSESSMENT

CFR Citation: 7 CFR 1250

Completed:

Reason	Date	FR Cite
Final Action	12/15/94	59 FR 64559
Final Action Effective	02/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janice L. Lockard, 202 720-3506

RIN: 0581-AB32

38. INCREASE IN FEES AND CHARGES FOR EGG PRODUCTS INSPECTION AND EGG POULTRY AND RABBIT GRADING

CFR Citation: 7 CFR 55; 7 CFR 56; 7 CFR 59; 7 CFR 70

Completed:

Reason	Date	FR Cite
Final Action	10/18/94	59 FR 52636
Final Action Effective	11/01/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janice L. Lockard, 202 720-3506

RIN: 0581-AB33

39. PORK PROMOTION RESEARCH, AND CONSUMER INFORMATION ACT OF 1985- INCREASE IN ASSESSMENT RATE

CFR Citation: 7 CFR 1230

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ralph L. Tapp, 202 720-1115

RIN: 0581-AB36

40. REGULATIONS UNDER THE FEDERAL SEED ACT (AMENDMENTS)

CFR Citation: 7 CFR 201 to 202

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James P. Triplitt, 301 504-9430

RIN: 0581-AB37

BILLING CODE 3410-02-F

DEPARTMENT OF AGRICULTURE (USDA)

Prerule Stage

Consolidated Farm Service Agency (CFSA)

41. AMENDMENTS TO SUGAR AND CRYSTALLINE FRUCTOSE MARKETING ALLOTMENT REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1359

CFR Citation: 7 CFR 1435

Legal Deadline: None

Abstract: This is needed to address a number of issues that were raised during and after the July-September 1993 period, when allotments were in effect. These issues are (1) processor mergers/acquisitions; (2) tolling or lease arrangements; (3) exports of surplus sugar during allotments; (4) revision of processor data after final allocations are announced; (5) timing of reassignments; (6) reassignments between cane sugar

States/processors and between beet sugar processors; (7) processors' production forecasts; (8) reporting forms--timeliness of resource; and (9) development of alternative test for a new processor to establish processing capacity.

Timetable:

Action	Date	FR Cite
ANPRM	00/00/00	

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Prerule Stage

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AD79

42. • REVISIONS TO THE DIRECT FARM OWNERSHIP LOAN REGULATION (1943-A) TO CLARIFY EXISTING POLICIES AND PROCEDURES PERTAINING TO THE AGENCY'S OUTREACH PROGRAM FOR MEMBERS OF SOCIALLY DISADVANTAGED

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 5 USC 301

CFR Citation: 7 CFR 1943 subpart A

Legal Deadline: None

Abstract: The Consolidated Farm Service Agency proposes to amend its direct farm ownership (FO) regulation to: (1) change and clarify the Agency's existing procedures on outreach provided to applicants/ borrowers who are members of socially disadvantaged groups, and to reference the policies and operating procedures for doing outreach as found in the Farmers Home Administration (FmHA) Handbook for the socially disadvantaged outreach program; (2) explain the Agency's policy pertaining to financing alternative agricultural enterprises; (3) revise Exhibit B on Target Participation Rates (TPRs) to remove the obsolete State TPRs and to provide for refinancing real estate debts, in justifiable cases, to prevent foreclosure action on farmland owned by socially disadvantaged applicants/borrowers; and (4) add a new section on the guidelines used in developing State and County TPRs, and to make reference to the FmHA Handbook which contains the policies and procedures for targeting FO loan funds in accordance with the TPRs. This action is necessary in order to reach more socially disadvantaged individuals and make

them aware of the statutory targeted FO loan assistance available to them under this program. Also, this action will result in better coordination of the outreach program at the Agency's County Office level.

Timetable:

Action	Date	FR Cite
ANPRM	00/00/00	
ANPRM Comment Period End	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: This entry was reported as RIN 0575-AB88 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis & Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE23

DEPARTMENT OF AGRICULTURE (USDA)
Consolidated Farm Service Agency (CFSA)

Proposed Rule Stage

43. AMENDMENTS TO CCC DEBT SETTLEMENT REGULATIONS REGARDING WAIVER OF RESTRICTION ON PROGRAM ELIGIBILITY AND COLLECTION OF JUDGMENTS BY ADMINISTRATIVE OFFSET

Priority: Other Significant

Legal Authority: 28 USC 3201; 15 USC 714b; 15 USC 714c

CFR Citation: None

Legal Deadline: None

Abstract: This action is needed to allow for the waiver of restrictions on program eligibility, as authorized by the Federal Debt Collection Procedures Act of 1990 (the Act), and to facilitate the collection of judgements by administrative offset. The Act provides that debtors who have judgement liens against their property for a debt owed to the United States are not eligible to receive grants or loans made by the United States until the debt is paid in full or otherwise satisfied. However, the Act also permits agencies to waive this

restriction. In addition, the Commodity Credit Corporation is authorized to collect debts for other Federal agencies by administrative offset upon receipt of (1) a qualified offset request, (2) a Notice of Levy, or (3) a request or approval by the Department of Justice. This action would authorize ASCS to collect judgements in favor of the United States by administrative offset. This action will result in increased collection of debts owed to the Government.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis,

Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD09

44. 90-DAY RULE

Priority: Other Significant

Legal Authority: 7 USC 1433e

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: This action is needed to implement the 90-day rule as provided by the Food, Agriculture, Conservation, and Trade Act of 1990. The 90-day rule provides that decisions of State and county offices shall be final after 90 days and that no action shall be taken to recover payments made in error unless the producer had reason to believe that the decision was erroneous. The cost of this action has not yet been determined.

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Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD43

45. AMENDMENTS TO REGULATIONS REGARDING PAYMENTS TO PERSONS CONVICTED OF CONTROLLED SUBSTANCE VIOLATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 881a

CFR Citation: 7 CFR 796

Legal Deadline: None

Abstract: This action is necessary to amend the regulations regarding payments to persons convicted of controlled substance violations to reflect recent legislation. Current regulations implement the Food Security Act of 1985 provisions but not the FY 1993 Appropriations Act provisions. This action will thus amend the regulations to implement the statutory provisions regarding controlled substance violations. The primary effect of this action will be to make most conservation programs subject to the controlled substance violation provisions and result in some people being declared ineligible for benefits. No Government outlays are expected.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD47

46. PROGRAM INELIGIBILITY FOR NONCOMPLIANCE WITH BOLL WEEVIL ERADICATION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1444a

CFR Citation: None

Legal Deadline: None

Abstract: This action is necessary to make producers and landowners ineligible for USDA program benefits when they are not in compliance with the Boll Weevil Eradication Program (BWEP). This will ensure better compliance with the BWEP and contribute to the elimination of boll weevils. No cost to Government is expected.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD57

47. WOOL AND MOHAIR RECOURSE LOAN PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 1782

CFR Citation: 7 CFR 1428

Legal Deadline: None

Abstract: This action is needed to implement a recourse loan program for wool and mohair through December 31, 1995, as required by statute. Determinations are to be made regarding applicability, administration, disbursement of loans, eligibility, loss or damage, liens, fees, charges and interest, loan rates, approved storage, settlement, foreclosure, loan maturity, and producer liability. The program is to be administered at no net cost to the Federal Government. Loan outlays are estimated at \$1 to \$20 million from inception to the end of the program.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD75

48. REGULATIONS FOR CONSERVATION COMPLIANCE CROP ACREAGE BASE (CAB) ADJUSTMENTS

Priority: Other Significant

Legal Authority: 7 USC 1461 et seq

CFR Citation: 7 CFR 1417

Legal Deadline: None

Abstract: This action is needed to provide the regulations governing the conservation compliance CAB adjustments for the Wheat, Feed Grain, Cotton, and Rice Programs as follows: 1) Implement a pilot program for producers to adjust or create CAB's in order to comply with conservation plan requirements; and 2) establish a conservation CAB pool in selected States and counties from which producers can draw to increase or create needed CAB's required by conservation plans. Implementation of this program will have insignificant costs.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD80

49. FARM FACILITY LOAN PROGRAM REGULATIONS

Priority: Other Significant

Legal Authority: 15 USC 714b

CFR Citation: 07 CFR 1474

Legal Deadline: None

USDA—CFSA

Proposed Rule Stage

Abstract: This action is needed to implement the Farm Facility Loan Program in which CCC provides loans to grain growers for the purchase and construction of on-farm grain storage and drying facilities when the Secretary has determined that there is a deficiency of such storage. Gross loan outlays of about \$60 million per year are expected, depending on the breadth of the program. Net costs over the life of the program will be limited to those associated with loan defaults. Experience suggests defaults on only about one percent of the loans, with minimal net costs.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD85

50. • AMENDMENTS TO THE PAYMENT LIMITATION REGULATIONS FOR 1995

Priority: Other Significant

Legal Authority: 7 USC 1306; 7 USC 1306-1; 7 USC 1306-2; 16 USC 3834

CFR Citation: 07 CFR 1497; 07 CFR 1498

Legal Deadline: None

Abstract: This action is needed to revise the regulations governing Payment Limitations as follows: (1) Apply actively engaged in farming requirements only when the individuals or entities of a farming operation seek to be paid benefits as more than one separate person; (2) Apply this rule to conservation programs other than the Conservation Reserve Program only if so provided in the individual program regulations under which payments are made; (3) Apply the General Provisions and Person Determination provisions to annual rental payments under the Conservation Reserve Program; and (4) Clarify existing provisions by making technical changes throughout this part.

No significant increase in program outlays is expected.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD89

51. • AMENDMENT TO THE PEANUT LOAN PROGRAM REGULATIONS— REQUIREMENT FOR CROP INSURANCE

Priority: Substantive, Nonsignificant

Legal Authority: Sec 508 (b)(7)(A) Federal Crop Insurance Reform Act of 1994; PL 103-354

CFR Citation: 07 CFR 1446

Legal Deadline: None

Abstract: This action is needed to amend the peanut loan program regulations to reflect legislation which requires that, as a condition of eligibility for a price support or production adjustment program, the producer must obtain at least the catastrophic level of insurance for each crop of economic significance grown on each farm in the county in which the producer has an interest, if insurance is available in the county for the crop. A crop of economic significance is defined as a crop that has contributed, or is expected to contribute, 10 percent or more of the total of all crops grown by the producer.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis,

Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD90

52. • AMENDMENT TO THE TOBACCO LOAN PROGRAM REGULATIONS— REQUIREMENT FOR CROP INSURANCE

Priority: Substantive, Nonsignificant

Legal Authority: Sec 508(b)(7)(A) Federal Crop Insurance Reform Act of 1994; PL 103-354

CFR Citation: 07 CFR 1464

Legal Deadline: None

Abstract: This action is needed to amend the tobacco loan program regulations to reflect legislation which requires that, as a condition of eligibility for a price support or production adjustment program, the producer must obtain at least the catastrophic level of insurance for each crop of economic significance grown on each farm in the county in which the producer has an interest, if insurance is available in the county for the crop. A crop of economic significance is defined as a crop that has contributed, or is expected to contribute, 10 percent or more of the total of all crops grown by the producer.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD91

53. • AMENDMENTS TO THE CONSERVATION RESERVE PROGRAM REGULATIONS REGARDING EARLY CONTRACT TERMINATIONS, ENROLLING REPLACEMENT AND NEW ACREAGE, AND CONTRACT EXTENSIONS

Priority: Economically Significant

Legal Authority: 16 USC et seq

CFR Citation: 07 CFR 704; 07 CFR 1410

USDA—CFSA

Proposed Rule Stage

Legal Deadline: None

Abstract: On December 14 the Secretary of Agriculture announced USDA's plans to target the CRP to move environmentally sensitive acreage. Retargeting will occur through early release of certain acreage under contract and enrollment of more environmentally sensitive acreage. In addition, the Secretary announced plans to allow CRP contracts to be modified to extend the expiration date. The Secretary also announced that the actual terms and conditions regarding modifications of the CRP program will be addressed in the rule-making process.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
Interim Final Rule	07/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD95

54. • AMENDMENT TO THE CONSERVATION RESERVE PROGRAM (CRP) REGULATIONS—REQUIREMENTS FOR CROP INSURANCE

Priority: Other Significant

Legal Authority: Sec 508(b)(7)(A) Federal Crop Insurance Reform Act of 1994; PL 103-354

CFR Citation: 07 CFR 704; 07 CFR 1410

Legal Deadline: None

Abstract: The Federal Crop Insurance Reform Act requires that, as a condition of eligibility for the CRP, producers must obtain at least the catastrophic level of insurance for each crop of economic significance grown on each farm in the county in which the producer has an interest, if insurance is available in the county for the crop. This action will amend the regulations to provide that the requirement will not apply to CRP acreage enrolled prior to November 28, 1990 (the date of enactment of the 1990 Farm Bill) and will apply to acreage enrolled thereafter

provided that the acreage was enrolled or replaces acreage that was enrolled during a signup intended to enroll acreage in excess of 36.4 million acres as of October 13, 1994.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD96

55. • MEASURE-ALL PILOT PROJECT

Priority: Other Significant

Legal Authority: 7 USC 1373-74; 15 USC 714b-c

CFR Citation: 07 CFR 718

Legal Deadline: None

Abstract: The Measure-All Pilot Project will evaluate the feasibility and cost of measuring all acreage of a commodity or land use necessary to determine compliance under a program, it will replace the current practice of spot-checking, measurement upon request, and requirements for farmers' records. The Pilot Project will take place in twelve countries. The benefits of the program are expected to be more accurate measurement and program delivery, and less time and cost for procedures. Eventual implementation of a final Measure-All Program would be expected to generate a net savings for both producers and the Government.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD98

56. LOANS TO INDIAN TRIBES AND TRIBAL CORPORATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 16 USC 1005; 5 USC 301

CFR Citation: 7 CFR 1942 subpart F; 7 CFR 1823; 7 CFR 2.23; 7 CFR 2.70

Legal Deadline: None

Abstract: This action will update the loan making and servicing responsibilities for Indian Land Acquisition loan reserve accounts and loan security issues. Weaknesses identified by the Office of the Inspector General in past audits will be addressed.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
Interim Final Rule	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	04/00/96	
Final Action Effective	04/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0575-AB44 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE10

57. ELIMINATION OF CONSOLIDATION OF LOANS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989

CFR Citation: 7 CFR 1951

Legal Deadline: None

Abstract: This rule is necessary to eliminate consolidation as a servicing action for insured farm loans. This action is taken as a result of the new requirements under the 1990 FACT Bill regulation and the Federal Credit Reform Act (FCRA) which have made loan consolidation increasingly more difficult and costly. Elimination of consolidation will not eliminate an

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essential tool for servicing delinquent accounts or reduce program benefits to borrowers.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment	00/00/00	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0575-AB46 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE12

58. REORGANIZATION PLANS UNDER FEDERAL BANKRUPTCY CODES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989

CFR Citation: 7 CFR 1924; 7 CFR 1951; 7 CFR 1956; 7 CFR 1962

Legal Deadline: None

Abstract: The Consolidated Farm Service Agency proposes to amend its insured loan servicing regulations to provide additional guidance to field offices for the servicing of borrowers accounts who file Chapters 11, 12, or 13 bankruptcy. This action is necessary as the present regulations provide very little information on this subject. The intended effect is to have a more uniform and standard system for servicing these types of bankruptcies.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment	00/00/00	
Period End		

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: This entry was reported as RIN 0575-AB76 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control

Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AE18

59. DECISION TO LIQUIDATE

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301; PL 100-387; PL 101-82

CFR Citation: 7 CFR 1980

Legal Deadline: None

Abstract: The Agency proposes to amend its regulations and appropriate Lenders Agreement, Form FmHA 449-35, to clarify the circumstances and to establish a timeframe under which the decision to liquidate will be made. The intended effect is to provide three independent criteria to serve as the basis for determining when the decision to liquidate should occur. The anticipated benefit will be that liquidations will occur more uniformly when the three criteria are met. This will provide more guidance to the lender regarding how to proceed when all other workout situations have been exhausted.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment	00/00/00	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0575-AB81 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE19

60. SPECIAL DISASTER SET-ASIDE PROGRAM; FRUIT AND NUT TREES

Priority: Other Significant

Legal Authority: 7 USC 1989

CFR Citation: 7 CFR 1945 subpart D

Legal Deadline: None

Abstract: The Consolidated Farm Service Agency proposed to make an administrative change to its emergency loan (EM) regulations by revising Exhibit D to include all fruit and nut trees. By including fruit and nut trees, future advances to loan funds can be disbursed up to 5 years when loan funds are used to rehabilitate and/or reestablish the trees. Additionally, the limitation on the amount of physical loss will not exceed the value of the established grove (trees and land), as appraised on the day before the disaster occurred, or 1 year and 1 day before the disaster designation was requested by a State Governor or State Director, whichever date has the higher value, minus the the present market value of the land and any remaining trees.

Timetable:

Action	Date	FR Cite
NPRM	10/30/95	
NPRM Comment	12/30/95	
Period End		
Final Action	10/30/96	
Final Action Effective	10/30/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: This entry was reported as RIN 0575-AB86 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE21

61. DISASTER ASSISTANCE

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 5 USC 301; 42 USC 1980

CFR Citation: 7 CFR 1945 subpart A

Legal Deadline: None

Abstract: The Farmers Home Administration proposes to amend this to improve and expedite the disaster designation process that will make emergency loan (EM) assistance available in a more expeditious manner in declared/designated disaster areas to assist family farmers whose operations have sustained qualifying losses as a result of a major or natural disaster,

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and who wish to apply for such loan assistance. The regulation would also continue to be out of date with the current policy of basing countywide production losses on a major single enterprise only, in lieu of requiring a determination of countywide production losses in all crops. To change the regulation will bring the designation process in line with the current policy of eliminating the requirement for determining a 30 percent countywide reduction in the normal year's dollar value of all crops in a county(ies). This action will update and improve the process of current policy if (cont)

Timetable:

Action	Date	FR Cite
NPRM Comment Period End	06/00/95	
Final Action	06/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Businesses

Government Levels Affected: State, Tribal

Additional Information: This entry was reported as RIN 0575-AB87 prior to the reorganization of USDA.

ABSTRACT CONT: there is a 30 percent or greater countywide reduction in the normal year's dollar value of a single enterprise (single crop), which is considered a major enterprise or crop in the county, or a determination that extenuating circumstances exist and warrant a designation under the Secretary of Agriculture's discretionary authority. This change will permit CFSA to automatically gather information for consideration of the Secretary's discretionary authority, and allow the Secretary to expeditiously designate the affected counties and make EM loans available to eligible family farmers.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE22

62. • SOCIALLY DISADVANTAGED OUTREACH PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 7 USC 1989; 42 USC 1480

CFR Citation: 7 CFR 1941 subpart A; 7 CFR 1980 subpart B

Legal Deadline: None

Abstract: The Consolidated Farm Service Agency proposes to amend its direct operating and guaranteed farmer programs regulations to: (1) provide for an outreach program for socially disadvantaged applicants, (2) require establishment of annual target participation rates for socially disadvantaged applicants, (3) explain the Agency's policy pertaining to financing alternative agricultural enterprises, and (4) make reference to the Farmers Home Administration Handbook for the outreach program. This will provide assistance to members so they can be made aware of the targeted assistance available to them and be assisted in applying for targeted loan assistance.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	06/00/95	
Final Action	06/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: This entry was reported as RIN 0575-AB89 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis & Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE24

63. • PART 1946 MEDIATION; SUBPART A AGRICULTURAL LOAN MEDIATION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 7 USC 301; PL 103-354, sec 282

CFR Citation: 7 CFR 1946 subpart A

Legal Deadline: Final, Statutory, October 13, 1994.

Regulations will be issued as soon as practicable after 10/13/94.

Abstract: This new legislation expands the State Mediation Programs to include wetland determinations, conservation compliance, and other issues the Secretary deems appropriate. The intended effect of this action is to establish procedures for certification and for administering the matching grant program, and set out the Department's duties to participate in such programs. This rule also changes reference from Farmers Home Administration (FmHA) to the newly established Consolidated Farm Service Agency set forth in the Secretary's Memorandum 1010-1 implementing the reorganization authorities contained in H.R. 4217, the Federal Crop Insurance Reform and Department of Agriculture Reorganization Act of 1994. Section 275 of the USDA Reorganization Act of 1994 requires mediation to be a part of the informal hearing process when an officer, employee, or committee of an agency makes an adverse decision. The legislation requires certification of a State's Mediation program in order to participate in mediation pursuant to a State's Certified Mediation program, and to enable a State to receive a Federal matching grant(s) to be used for the operation and administration of the program. The Agriculture Improvement Act of 1992 increased the percentage of grant to 70 percent from 50 percent of the cost of a State's program, limited to \$500,000, whichever is the lesser. The Reorganization Act of 1994 extended the mediation program authority through Fiscal Year 2000.

Timetable:

Action	Date	FR Cite
NPRM	04/02/95	
NPRM Comment Period End	06/02/95	
Final Action	08/01/95	
Final Action Effective	08/01/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: This entry was reported as RIN 0575-AB91 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis & Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis,

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Room 3741-S, P.O. Box 2415,
Washington, DC 20013, **202 720-7583**
RIN: 0560-AE26

DEPARTMENT OF AGRICULTURE (USDA)
Consolidated Farm Service Agency (CFSA)

Final Rule Stage

**64. EXCESSIVE MANUFACTURING
(MAKE) ALLOWANCES IN STATE
MARKETING ORDERS FOR MILK**

Priority: Economically Significant

Legal Authority: 7 USC 1446e-1; The Food, Agriculture, Conservation, and Trade Act of 1990

CFR Citation: 7 CFR 13

Legal Deadline: Final, Statutory, November 28, 1991.

Abstract: The Food, Agriculture, Conservation, and Trade Act of 1990 requires that, beginning 12 months after enactment, no State shall provide for (and no person shall collect, directly or indirectly) a greater allowance for the processing of milk ("make allowance") than is permitted under a Federal program to establish a Grade A price for manufacturing butter, nonfat dry milk, or cheese. The law provides for penalties and investigations by the Secretary if a producer provides evidence of such action. No Government outlays are expected.

Timetable:

Action	Date	FR Cite
NPRM	06/19/92	57 FR 27371
NPRM Comment Period End	10/19/92	
Supplemental NPRM	01/14/94	59 FR 2307
Final Action	09/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AC23

**65. COMMON PROVISIONS FOR THE
1994 WHEAT, FEED GRAIN, COTTON,
AND RICE PROGRAMS**

Priority: Economically Significant

Legal Authority: 7 USC 1441-2; 7 USC 1444; 7 USC 1444-2; 7 USC 1444f; 7

USC 1445b-3a; The Agricultural Act of 1949, as amended

CFR Citation: 7 CFR 1413

Legal Deadline: None

Abstract: The objective of this action is to implement the Wheat, Feed Grain, Cotton, and Rice Programs as required by legislation. Primary determinations are 1) crops to be allowed to be planted on flexible acreage, 2) implementation of Targeted Option Payments, 3) planting of designated crops and conserving crops on Acreage Conservation Reserve (ACR) acreage, and 4) planting of oats on wheat and feed grain ACR. The net cost to the Government is expected to be \$100 million to \$200 million.

Timetable:

Action	Date	FR Cite
NPRM	09/03/93	58 FR 46886
NPRM Comment Period End	10/04/93	58 FR 46886
Interim Final Rule	11/16/94	59 FR 59280
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AC74

**66. AMENDMENT TO THE HIGHLY
ERODIBLE LAND AND WETLANDS
CONSERVATION PROGRAM
REGULATIONS—PERSON
DETERMINATIONS**

Priority: Other Significant

Legal Authority: 16 USC 3801; 16 USC 3811; 16 USC 3812; 16 USC 3821-23; The Food Security Act of 1985, sec 1201, as amended

CFR Citation: 7 CFR 12

Legal Deadline: None

Abstract: The objective of this action is to set a standard for a more

consistent "person" determination by using an attribution method for determining benefits that shall be denied persons who are associated with the actual violators of the highly erodible land (HEL) and wetland conservation provisions. The current affiliated person rule for HEL and wetlands is difficult to administer because a strict interpretation of the rules could result in a chain of affiliated persons, all of whom would be ineligible for USDA benefits, when in fact many of the affiliated persons did not play a part in the violation. This action will provide a more equitable and understandable method for imposing sanctions on conservation compliance violations. No costs are expected as a result of this action.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/00/96	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AC86

**67. AMENDMENTS TO THE
WETLANDS REGULATIONS
REGARDING ABANDONED ACREAGE
AND DRAINAGE BY DRAINAGE
DISTRICTS**

Priority: Other Significant

Legal Authority: 16 USC 3801; 16 USC 3821-23

CFR Citation: 7 CFR 12

Legal Deadline: None

Abstract: This action is necessary to enhance the flexibility of wetlands regulations for producers without imposing any significant cost on the Government or decreasing protection of

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wetlands. The determinations are 1) Allow any area used for production of any crop or for long term rotation to not be considered an "abandoned" wetland, and 2) allow areas drained by a drainage district to be planted to forage crops and harvested by mechanical means. The "abandonment" determination will remove an incentive to keep land in intensive production. The drainage determination will allow production on a small number of acres that otherwise would not likely be farmed. The total acreage involved will likely be less than 50,000 acres, and no impacts on prices are expected. Producers' income could increase by up to \$2.5 million per year by the end of ten years through increased efficiency. No cost to Government is expected.

Timetable:

Action	Date	FR Cite
NPRM	07/06/92	57 FR 29658
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AC92

68. AMENDMENTS TO THE PRODUCTION ADJUSTMENT REGULATIONS—RECONSTITUTION OF BASES, ALLOTMENTS AND QUOTAS

Priority: Other Significant

Legal Authority: 7 USC 1379; The Agricultural Adjustment Act of 1938, sec 379, as amended

CFR Citation: 7 CFR 719

Legal Deadline: None

Abstract: This action is needed to amend the regulations regarding reconstitution of bases, allotments, and quotas in order to 1) clarify them, 2) make them more consistent with the payment limitation regulations, and 3) determine whether a spouse should be considered the "same owner" when determining whether land is under the same ownership. No Federal outlays are expected.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/16/94	59 FR 59280
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AC99

69. PILOT VOLUNTARY PRODUCTION LIMITATION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1444f; 7 USC 1445b-3a; The Agricultural Act of 1949, sec 105B(g), as amended

CFR Citation: 7 CFR 1413

Legal Deadline: None

Abstract: This action is needed to implement the Pilot Voluntary Production Limitation Program (PVPLP) for wheat and feed grains, as required by P.L. 101-624. This action will implement regulations to provide for 1) Implementation of the PVPLP in at least 15 states, 2) Limiting the amount of wheat or feed grains that can be disposed of in excess of the production limitation quantity for the marketing year, 3) A production limitation quantity calculation, 4) Terms and conditions for producers who elect to participate, 5) Provisions for excess production, 6) Subsequent year marketing of excess production, and 7) Measures to prevent circumvention of the program, including refunds or forfeitures of commodities. Only minor administrative and program costs are expected.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/16/94	59 FR 59280
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis,

Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AD00

70. CONSERVATION ENVIRONMENTAL PROGRAMS REGULATIONS REGARDING WATER QUALITY INCENTIVES PROJECT, COST SHARE PROVISIONS OF THE EMERGENCY CONSERVATION PROGRAM, AND OTHER REVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 590 et seq; 16 USC 1503; 16 USC 2201 to 2205; 16 USC 2101 to 2111; PL 102-142

CFR Citation: 7 CFR 701

Legal Deadline: None

Abstract: This action is needed to amend the Conservation and Environmental Program regulations to: (1) add the Water Quality Incentives Project (WQIP) as provided by the 1992 Agricultural Conservation Program appropriations; (2) change the Emergency Conservation Program (ECP) cost share rates from three rates to one rate; (3) authorize cost-share assistance for confined livestock operations under the ECP as provided for in the Disaster Assistance Act of 1989; and (4) revise the regulations for clarity and ease of operation. No cost to Government is expected.

Timetable:

Action	Date	FR Cite
NPRM	01/10/94	59 FR 1293
NPRM Comment Period End	02/09/94	59 FR 1293
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: NPRM incorrectly published as RIN 0560-AD08

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD16

71. 1995 FEED GRAIN PROGRAM

Priority: Economically Significant

Legal Authority: 7 USC 1444 et seq

CFR Citation: 7 CFR 1413

USDA—CFSA

Final Rule Stage

Legal Deadline:

Final, Statutory, September 30, 1994, ARP.

Final, Statutory, November 15, 1994, Adjustments.

Abstract: This action is needed to provide an adequate supply of feed grains for domestic and foreign utilization, support farm income, hold down Federal costs, conserve natural resources, and comply with statutory requirements. The primary determinations are: 1) loan and purchase rates and 2) the acreage reduction program. Cost to the Government will be \$3.0 to \$4.5 billion.

Timetable:

Action	Date	FR Cite
NPRM	08/04/94	59 FR 46937
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD37

72. 1995 RICE PROGRAM

Priority: Economically Significant

Legal Authority: 7 USC 1441-2

CFR Citation: 7 CFR 1413; 7 CFR 1421

Legal Deadline:

NPRM, Statutory, December 1, 1994, Preliminary ARP announcement.

Final, Statutory, January 1, 1995, Final ARP announcement.

Abstract: This action is needed to implement the Rice Program as required by the Food, Agriculture, Conservation, and Trade Act of 1990. The purpose of the program is to assure sufficient supplies of rice for domestic and export use, maintain adequate carryover stocks, and support farm income. The primary determinations are: 1) Loan and purchase rate and 2) The acreage reduction program. Cost to the Government will be \$0.7 to \$1.0 billion.

Timetable:

Action	Date	FR Cite
NPRM	09/13/94	59 FR 46937
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD38

73. 1995 UPLAND COTTON PROGRAM

Priority: Economically Significant

Legal Authority: 7 USC 1444-2

CFR Citation: 7 CFR 1413; 7 CFR 1427

Legal Deadline:

NPRM, Statutory, November 1, 1994, Preliminary ARP level.

Final, Statutory, November 1, 1994, Loan rate.

Final, Statutory, January 1, 1995, Final ARP level.

Abstract: This action is needed to implement the Upland Cotton Program as required by the Food, Agriculture, Conservation, and Trade Act of 1990. The purpose of the program is to assure sufficient supplies of cotton for domestic and export use, maintain adequate carryover stocks, and support farm income. The primary determinations are: (1) loan rate; (2) acreage reduction program; (3) marketing loan; and (4) base quality. Cost to the Government will be \$1 to \$2 billion.

Timetable:

Action	Date	FR Cite
NPRM	09/27/94	59 FR 49214
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD39

74. 1995 WOOL AND MOHAIR PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 1781 et seq

CFR Citation: 7 CFR 1468

Legal Deadline: None

Abstract: This action is needed to encourage the continued domestic production of wool at prices fair to both producers and consumers in a manner that will assure a viable domestic wool industry in the future, by supporting the prices of wool and mohair by means of loans, purchases, payments, or other operations. The support level for wool is set by statutory formula. Payments will be 50 percent of the amount otherwise determined. The cost to the Government will be about \$66 million.

Timetable:

Action	Date	FR Cite
NPRM	09/16/94	59 FR 47564
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD40

75. 1994 OPTIONS PILOT PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 1421 Note

CFR Citation: 7 CFR 1413

Legal Deadline: None

Abstract: This action is needed to implement the Options Pilot Program for wheat, corn, and soybeans and possibly other program crops for the 1994 crop year, as required by legislation. The program: (1) may be expanded to include additional States, counties and crops, in addition to the ones already administering the program; (2) will provide means for farmers to buy put options that would provide price assurance equivalent to deficiency payments and price support benefits; (3) provide terms and conditions for producers who elect to participate; (4) provide provisions for administering the program; and (5) provide measures to prevent circumvention of the program, including refunds and penalties. Only minor administrative and program costs are expected.

USDA—CFSA

Final Rule Stage

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/16/94	59 FR 59280
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD48

76. AMENDMENT TO THE ACREAGE CONSERVATION RESERVE AND THE CONSERVING USE ACREAGE REGULATIONS FOR PRODUCERS AFFECTED BY EXCESSIVE RAINFALL AND FLOODING

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1441-2; 7 USC 1444-2; 7 USC 1444f; 7 USC 1445b-3a

CFR Citation: 7 CFR 1413

Legal Deadline: None

Abstract: This action is needed to implement changes for the 1993 crop year only, to the minimum size and width requirements for Acreage Conservation Reserve (ACR) and Conserving Use for Payment (CU) acreage. These changes are necessary because excessive rainfall and flooding in the Midwest has prevented planting of enrolled 1993 crops, caused crop failure, or changed planting patterns. This action will provide terms and conditions for participating producers, permitting them to still be able to designate the required acreage for ACR or CU for payment. Only minor administrative costs are expected.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/27/93	58 FR 57721
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD50

77. 1994 WHEAT FARMER-OWNED RESERVE PROGRAM

Priority: Economically Significant

Legal Authority: 7 USC 1445a

CFR Citation: 7 CFR 1421

Legal Deadline: Final, Statutory, December 15, 1994.

Abstract: This action is needed to implement the FOR program as required by statute. The FOR provides extended loans (at no less than the current loan rate) and storage payments to producers to enable them to store their crops when supplies are abundant, extend the time period for orderly marketing, and provide adequate carryover stocks to ensure a reliable supply. The primary determinations are: 1) Entry: the Secretary may extend loans if: a) the market price of wheat during the 90-day period prior to December 15, 1994 is less than 120 percent of the current loan rate; or b) the current year ending stocks-to-use ratio, in percentage terms, is more than 37.5 percent. He must extend loans when both conditions are met; and 2) Maximum quantity of wheat to be stored in the FOR: the quantity may not be less than 300 million bushels nor more than 450 million bushels. Entry of wheat into the FOR would be expected to reduce loan redemptions by about \$1.0 billion in FY 1995. However, loan redemptions in FY's 1996-98 will result in net loan costs of \$0. Storage payments over the FY 1995-98 period will total about \$225 million.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD60

78. 1994 FEED GRAIN FARMER-OWNED RESERVE PROGRAM

Priority: Economically Significant

Legal Authority: 7 USC 1445e

CFR Citation: 7 CFR 1421

Legal Deadline: Final, Statutory, March 15, 1995.

Abstract: This action is needed to implement the FOR program as required by statute. The FOR provides extended loans (at no less than the current loan rate) and storage payments to producers to enable them to store their crops when supplies are abundant, extend the time period for orderly marketing, and provide adequate carryover stocks to ensure a reliable supply. The primary determinations are: 1) Entry: the Secretary may extend loans if: a) the market price of corn during the 90-day period prior to March 15, 1995 is less than 120 percent of the current loan rate; or b) the current year ending stocks-to-use ratio, in percentage terms, is more than 22.5 percent. He must extend loans when both conditions are met; and 2) Maximum quantity of feed grains to be stored in the FOR: the quantity may not be less than 600 million bushels, nor more than 900 million bushels. Entry if feed grains into the FOR would be expected to reduce loan redemptions by about \$1.0 billion in FY 1995. However, loan redemptions in FY's 1996-98 will result in net loan costs of \$0. Storage payments over the FY 1995-98 period will total about \$500 million.

Timetable:

Action	Date	FR Cite
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD61

79. 1995-CROP MARKETING QUOTA AND PRICE SUPPORT LEVEL FOR FLUE-CURED TOBACCO

Priority: Other Significant

Legal Authority: 7 USC 1314; 7 USC 1445

CFR Citation: 7 CFR 723; 7 CFR 1464

Legal Deadline: Final, Statutory, December 15, 1994.
Marketing Quotas

USDA—CFSA

Final Rule Stage

Abstract: The flue-cured tobacco marketing quota and price support are required by statute. The quotas and price support is to balance supply with demand at levels assuring stable supplies for domestic and export use at prices that are considered sufficient for producers. The national quota is based on cigarette manufacturers' intentions, 3-year average exports, a loan stocks adjustment, and discretionary adjustment of plus or minus 3 percent. The quota may not be less than 90 percent of the previous year's quota except this limit may be waived if producer association inventories likely will exceed 150 percent of the reserve stock level. The price support level is based on a formula that averages market prices (2/3 weight) and a cost index (1/3 weight), with discretion to limit any increase to 65 percent of the formula increase. Marketing quotas are implemented if approved by producer in a referendum scheduled for January 1995. Gross loan outlays of \$30 million are expected in FY's 1995 and 1996. They will be offset by redemptions and no-net-cost assessments in FY 1996 and later years, for a net cost of 0.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig,
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RIN: 0560-AD62

80. 1995-CROP MARKETING QUOTA AND PRICE SUPPORT LEVEL FOR BURLEY TOBACCO

Priority: Other Significant

Legal Authority: 7 USC 1314

CFR Citation: 7 CFR 723; 7 CFR 1464

Legal Deadline: Final, Statutory,
February 1, 1995.
Marketing Quota.

Abstract: The burley tobacco marketing quota and price support are required by statute. The purpose of the quota and price support is to balance supply with demand at levels assuring stable

supplies for domestic and export use at prices that are considered sufficient for producers. The national quota is based on cigarette manufacturers' intentions, 3-year average exports, a loan stocks adjustment, and a discretionary adjustment of plus or minus 3 percent. The quota may not be less than 90 percent of the previous year's quota except this limit may be waived if producer association inventories likely will exceed 150 percent of reserve stock level. The price support level is based on a formula that averages market prices (2/3 weight) and a cost index (1/3 weight), plus discretion to limit any increase to 65 percent of the formula increase. Marketing quotas are implemented if approved by producers in a referendum scheduled for February 1995. Gross loan outlays of \$30 million are expected in FY 1996. They will be offset by loan redemptions and no-net-cost assessments in FY 1996 and subsequent years, for a net cost of 0.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig,
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Department of Agriculture,
Consolidated Farm Service Agency,
Deputy Administrator, Policy Analysis,
Room 3741-S, P.O. Box 2415,
Washington, DC 20013, **202 720-7583**

RIN: 0560-AD63

81. 1995-CROP MARKETING QUOTA AND PRICE SUPPORT LEVELS FOR SIX KINDS OF TOBACCO

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1312; 7 USC 1445

CFR Citation: 7 CFR 723; 7 CFR 1464

Legal Deadline: Final, Statutory, March 1, 1995.

Marketing Quotas.

Abstract: Marketing quotas and acreage allotments are required by statute for these kinds of tobacco: Fire-cured (type 21), Fire-cured (types 22-23), Dark Air-cured (types 35-36), Virginia sun-cured (type 37), Cigar Filler (type 46) and Cigar Filler and Binder (types 42-44 and 53-55). Quotas and allotments are determined by statutory formula to

balance supply with demand to assure stable supplies for domestic and export use. Marketing quotas are implemented if approved by producers in referenda. Producers approved quotas for the 1995 crops of cigar filler (type 46) and cigar filler and binder (types 42-44 and 53-55) in March 1993. Referenda for the other kinds are scheduled for March 1994 and 1995. Producers of these types have historically voted in favor of quotas. Price support levels are set by statutory formula. The Secretary may reduce the level at the request of producer associations, and may limit increases to 65 percent of the formula increase. Gross loan outlays of \$2 million are expected in FY 1996. They will be offset by loan redemptions and no-net-cost assessments in FY 1996 and subsequent years, for a net cost of \$0.

Timetable:

Action	Date	FR Cite
NPRM	01/25/95	60 FR 4871
NPRM Comment Period End	02/03/95	
Final Action	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig,
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Department of Agriculture,
Consolidated Farm Service Agency,
Deputy Administrator, Policy Analysis,
Room 3741-S, P.O. Box 2415,
Washington, DC 20013, **202 720-7583**

RIN: 0560-AD64

82. 1995-CROP MARKETING QUOTAS FOR THREE KINDS OF TOBACCO

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1312; 7 USC 1445

CFR Citation: 7 CFR 723

Legal Deadline: Final, Statutory, March 1, 1995.

Abstract: Marketing quotas and acreage allotments are required by statute to be announced for these three kinds of tobacco: Maryland (type 32), cigar filler (type 41) and cigar binder (type 51-52). Marketing quotas are implemented, if approved by producers in referenda, to achieve a supply equal to the "reserve supply level" as defined by legislation. No quotas are in effect because producers disapproved quotas for 1992-94 crops, and that status will continue if producers again disapprove quotas

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for the 1995-97 crops in referenda scheduled for March 1995. Negligible cost to Government is expected.

Timetable:

Action	Date	FR Cite
NPRM	01/25/95	60 FR 4871
NPRM Comment Period End	02/03/95	
Final Action	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD65

83. 1995-CROP PEANUTS NATIONAL POUNDAGE QUOTA AND MINIMUM COMMODITY CREDIT CORPORATION (CCC) EXPORT-EDIBLE SALES PRICE FOR ADDITIONAL PEANUTS

Priority: Other Significant

Legal Authority: 7 USC 1358-1

CFR Citation: 7 CFR 729

Legal Deadline: Final, Statutory, December 15, 1994.

Abstract: This action is needed to implement the national peanut poundage quota, as required by statute. The purpose of the quota is to balance supply with demand at a level that will assure stable supplies for domestic use and assure producers a stable income. The export-edible sales price for additional peanuts provides price stability for additional peanuts sold under contract and assures handlers that CCC will not undercut export efforts. The primary determinations are: 1) National Poundage Quota--set by statutory formula, based on the Secretary's estimate of the amount of peanuts required for domestic food, seed, and related uses for the 1995 marketing year. The 1995 marketing year is from August 1, 1995, through July 31, 1996. 2) Minimum CCC export-edible sales price for additional peanuts--established at the Secretary's discretion (the level has been set at \$400 per ton each of the last 7 years). The peanut program as a whole will result in a net realized loss of about \$46.5 million, which will be attributable to loan forfeitures.

Timetable:

Action	Date	FR Cite
NPRM	01/04/95	60 FR 381
NPRM Comment Period End	01/17/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD66

84. 1995-CROP NATIONAL AVERAGE LOAN RATES FOR QUOTA AND ADDITIONAL PEANUTS

Priority: Other Significant

Legal Authority: 7 USC 1445c-3

CFR Citation: 7 CFR 1446; 7 CFR 1421

Legal Deadline: Final, Statutory, February 15, 1995.
Price Support.

Abstract: This action is needed to determine the peanut price support levels for quota and additional peanuts, as required by statute. The price support levels provide a domestic price floor for quota and additional peanuts. The primary determinations are: 1) Price support level for quota peanuts--set at previous year's level plus any increase in estimated peanut production costs under a statutory formula. Increase is limited to no more than 5 percent above the 1994 level, which is expected to be near the 1993 level of \$674.93 per ton, and 2) Price support level for additional peanuts--set at a level sufficient to ensure CCC does not incur losses through the price support program (the level was set at \$131.09 per ton for 1993). The peanut program as a whole will result in a net realized loss of about \$46.5 million, which will be attributable to loan forfeitures.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the

Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD67

85. AMENDMENTS TO THE WOOL AND MOHAIR PROGRAM REGULATIONS—PAYMENT LIMITATIONS, MARKETING ASSESSMENTS, AND DEDUCTIONS FOR MARKETING CHARGES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1783; 7 USC 1785

CFR Citation: 7 CFR 1468

Legal Deadline: None

Abstract: This action is needed to implement changes mandated by recent legislation. The Omnibus Budget Reconciliation Act of 1993 1) provides for a new payment limitation for 1995, 2) eliminates the 1-percent marketing assessment for MY's 1993 through 1995, and 3) disallows the deduction of marketing charges for commissions, coring, and grading when determining net sales proceeds and national payment rates. Because these changes are statutorily required, no alternatives are considered. This action will result in a net decrease in payments of about \$3 million, as follows: 1) a decrease of about \$1 million for MY 1995 for the change in payment limitations, 2) an increase of about \$4 million from removal of the assessment for MY's 1993-95, and 3) a decrease of about \$6 million from the removal of the deductions for marketing charges.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/16/94	59 FR 47530
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD68

USDA—CFSA

Final Rule Stage

86. TECHNICAL CORRECTIONS TO THE WHEAT, FEED GRAIN, COTTON AND RICE PROGRAM REGULATIONS**Priority:** Other Significant**Legal Authority:** 7 USC 1421 et seq**CFR Citation:** 7 CFR 718; 7 CFR 719; 7 CFR 1413; 7 CFR 1414**Legal Deadline:** None

Abstract: This action is needed to revise the regulations governing the Wheat, Feed Grain, Cotton, and Rice Programs, as follows: 1) Implement the 0,50/85 and 0,50/92 provisions of the updated Budget Reconciliation Act of 1993; 2) Amend the ARP participation contracts to provide for declarations of intention to participate; 3) Amend the Integrated Farm Management provisions for 1994; 4) Clarify the compliance regulations; and 5) Incorporate existing handbook provisions. Implementation of the 0,50/85 and 0,50/92 provisions is expected to save about \$95-\$100 million annually. The other provisions will have insignificant costs.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/16/94	59 FR 59280
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD72**87. 1995 WHEAT LOAN RATE AND ACREAGE REDUCTION PROGRAM****Priority:** Economically Significant**Legal Authority:** 7 USC 1445b-3a**CFR Citation:** 7 CFR 1413; 7 CFR 1421

Legal Deadline: NPRM, Statutory, April 1, 1994. Final, Statutory, June 1, 1994. Other, Statutory, March 31, 1994. Other deadline is for adjustments.

Abstract: This action is needed to implement the Wheat Program as required by the Food, Agriculture, Conservation, and Trade Act of 1990. The purpose of the program is to assure sufficient supplies of wheat for domestic and export use, maintain

adequate carryover stocks, and support farm income. The expected cost is about \$1 to \$3 billion.

Timetable:

Action	Date	FR Cite
NPRM	04/06/94	59 FR 16149
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD76**88. AMENDMENTS TO ASCS AND CCC DEBT SETTLEMENT REGULATIONS****Priority:** Other Significant**Legal Authority:** 31 USC 3711 et seq; 15 USC 714b-c**CFR Citation:** 7 CFR 792; 7 CFR 1403**Legal Deadline:** None

Abstract: This action is needed to amend the ASCS and CCC debt settlement regulations to: (1) change the rate of interest CCC charges on its delinquent debts from a rate equal to that assessed under the Prompt Payment Act to a rate equal to the higher of the Treasury Department's current value of funds rate or the rate of interest assessed under the Prompt Payment Act. This would allow the late payment interest rate charged by CCC to conform to the late payment interest rate assessed by ASCS, as well as conforming to the rate required by the Federal Claims Collection Act; (2) delete references to IRS Notices of Levy; and (3) provide for offset of a debtor's pro rata share of payments due any entity in which the debtor participates and provide for offset when ASCS and CCC determine that a debtor has established an entity, or transferred ownership of, reorganized, or changed in some other manner, his or her operations in order to avoid a debt. This will increase the ability of ASCS and CCC to collect delinquent debts, without adversely affecting nondebtors.

Timetable:

Action	Date	FR Cite
NPRM	08/24/94	59 FR 43504

Action	Date	FR Cite
NPRM Comment Period End	09/23/94	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD78**89. REOPENING OF THE 1993 TREE ASSISTANCE PROGRAM****Priority:** Other Significant**Legal Authority:** PL 103-211**CFR Citation:** 7 CFR 1478**Legal Deadline:** None

Abstract: This action is needed to reopen the 1993 Tree Assistance Program (TAP) for nursery owners, as authorized by the Emergency Supplemental Appropriations Act of 1994 (PL 103-211). The program is intended to reimburse part of the reestablishment costs for small- and medium-scale commercial nursery owners who experienced tree and other nursery plant losses. Payments are only authorized for eligible owners who actually reestablish or rehabilitate eligible trees or other nursery plants. Flat rate cost-share payments will be made to nursery owners who incurred losses due to damaging weather, including but not limited to drought, hail, excessive moisture, freeze, tornado, hurricane, earthquake, or excessive wind, or any combination thereof; or related conditions including but not limited to heat, insect infestation, plant disease, or other related conditions. Outlays of about \$5 million are expected.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis,

USDA—CFSA

Final Rule Stage

Room 3741-S, P.O. Box 2415,
Washington, DC 20013, **202 720-7583**
RIN: 0560-AD83

90. AMENDMENT TO THE EMERGENCY LIVESTOCK ASSISTANCE REGULATIONS REGARDING FEED ALLOWANCE AND APPROVAL OF COUNTIES FOR ASSISTANCE

Priority: Other Significant

Legal Authority: 7 USC 1471; 15 USC 714b and 714c

CFR Citation: 7 CFR 1475

Legal Deadline: None

Abstract: This action is needed to clarify terminology used to describe how much feed will be allowed to maintain livestock and to allow a pilot program whereby designated State ASC Committees will be authorized to approve counties for Livestock Feed Programs. This action will not affect the cost of the LFP since none of the calculations used to determine benefits are changed.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD84

91. • COMMON PROVISIONS FOR 1995 WHEAT, FEED GRAIN, COTTON, AND RICE PROGRAMS

Priority: Economically Significant

Legal Authority: 7 USC 1441-2; 7 USC 1444-2; 7 USC 1444; 7 USC 1444f; 7 USC 1445b-3a

CFR Citation: 07 CFR 1413

Legal Deadline: None

Abstract: This action is needed to implement the Wheat, Feed Grain, Cotton, and Rice Programs as required by the Food, Agriculture, Conservation, and Trade Act of 1990. The primary determinations are: 1) Crops allowed to be planted on flexible acreage, 2)

Implementation of the Targeted Option Program, 3) Planting of designated crops on Acreage Conservation Reserve acreage (ACR), 4) Planting of conserving crops on ACR and Conserving Use acreage, 5) Planting of oats on wheat and feed grain ACR, and 6) Percentage of deficiency payments to be paid in advance. Outlays are expected to range from \$0 to \$1 billion.

Timetable:

Action	Date	FR Cite
NPRM	01/24/95	60 FR 4571
NPRM Comment Period End	01/27/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD86

92. • 1995 OILSEED PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 1446; 7 USC 1446f

CFR Citation: 07 CFR 1421

Legal Deadline: Final, Statutory, November 15, 1994.

Abstract: This action is needed to implement the Oilseed Program as required by the Food, Agriculture, Conservation, and Trade Act of 1990. The purpose of the program is to assure sufficient supplies of oilseeds for domestic and export use, maintain adequate carryover stocks, and support farm income. The primary determinations are the loan rates--not less than \$4.92/bu. for soybeans, and not less than \$8.70/cwt. for minor oilseeds, with rates for "other" oilseeds set in relation to that for soybeans. Outlays are expected to range from -\$50 (receipt) to \$50 million.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the

Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD87

93. • SUGAR AND CRYSTALLINE FRUCTOSE INFORMATION AND RECORDKEEPING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1359

CFR Citation: 07 CFR 1435

Legal Deadline: None

Abstract: This interim rule is needed to revise the forms that sugarcane processors, sugar beet processors, and cane refiners use to report information to USDA needed to administer the sugar and crystalline fructose marketing allotment program. The new forms significantly reduce the reporting burden on the sugar industry by eliminating the need to report data on distributions of liquid sugar separately from other, noncrystalline sugars. In response to industry requests, the new forms ask for price data that will be used to administer the program. No impact on Government outlays is expected.

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD88

94. • AMENDMENT TO THE WAREHOUSE REGULATIONS REGARDING AUCTION TOBACCO WAREHOUSES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 244

CFR Citation: 07 CFR 723; 07 CFR 737

Legal Deadline: None

Abstract: This action would shift jurisdiction for auction tobacco

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warehouses from the U.S. Warehouse Act (USWA) Regulations to the Tobacco Marketing Quota Regulations. Aspects of the USWA regulations will be added to the quota regulations to give producer depositors a level of protection similar to that they would find in a USWA warehouse, including bonding, net worth, inventory management, recordkeeping, and fee approval requirements. No cost to Government is expected. Cost to the tobacco industry will likely be about \$1.4 to \$3.7 million.

Timetable:

Action	Date	FR Cite
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD92

95. • AMENDMENT TO THE TOBACCO LOAN PROGRAM REGULATIONS—BUDGET DEFICIT MARKETING ASSESSMENTS

Priority: Substantive, Nonsignificant

Legal Authority: Sec 422 of the Uruguay Round Agreements Act

CFR Citation: 7 CFR 1464

Legal Deadline: None

Abstract: This amendment to the regulations will impose a Budget Deficit Marketing Assessment (BDMA) of one percent of the national price support level on imported tobacco for which price support is made available. The BDMA on imported tobacco shall be identical to the domestic marketing assessments on the same kind of domestically produced quota tobacco. Current legislation imposes a marketing assessment on importers of tobacco in an amount equal to the sum of the marketing assessments imposed on domestic purchasers of burley and flue-cured tobacco. This action will also request comments on some of the operational features of the assessment.

Timetable:

Action	Date	FR Cite
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD93

96. • REQUIREMENT FOR CROP INSURANCE AS A CONDITION FOR PROGRAM ELIGIBILITY

Priority: Other Significant

Legal Authority: Sec 508(b)(7)(A) Federal Crop Insurance Reform Act of 1994; PL 103-354

CFR Citation: 07 CFR 1406

Legal Deadline: None

Abstract: This action will implement a statutory requirement that, as a condition of eligibility for a price support or production adjustment program and the Conservation Reserve Program, producers must obtain at least the catastrophic level of insurance for each crop of economic significance grown on each farm in the county in which the producer has an interest, if insurance is available in the county for the crop. A crop of economic significance is defined as a crop that has contributed, or is expected to contribute, 10 percent or more of the total of all crops grown by the producer. Additional costs to producers are expected to be offset by the elimination of ad hoc disaster programs.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD97

97. • 1995 SPECIFICATIONS FOR COTTON BALE PACKAGING MATERIALS

Priority: Routine and Frequent

Legal Authority: 7 USC 714; 7 USC 1421; 7 USC 1423; 7 USC 1425; 7 USC 1444; 7 USC 1444-2

CFR Citation: 07 CFR 1427

Legal Deadline: None

Abstract: This action is needed to amend the regulations regarding the price support loan programs for upland and extra-long staple cotton to provide current bale packaging requirements. This action will incorporate by reference the requirements approved by the Joint Cotton Industry Bale Packaging Committee.

Timetable:

Action	Date	FR Cite
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AD99

98. FARMER PROGRAMS GUARANTEED INTEREST ASSISTANCE PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980 subpart A; 7 CFR 1980 subpart B; 7 CFR 1980 subpart D; 7 CFR 1980 subpart E; 7 CFR 1980 subpart G

Legal Deadline: None

Abstract: This regulation will provide for a government subsidy to lenders for interest rates for guaranteed Farmer Programs loans so the borrower will be paying interest rates for guaranteed loans that are similar to insured loans. This should provide an incentive for using the guaranteed loan program. The potential cost to the Government will be reduced as the Government will only pay a lender up to 90 percent of the losses on loans and only part of the interest rate rather than loaning a borrower the full amount of the loan

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and paying an investor the full cost of the Government borrowing the money for an insured loan. The benefit is that the borrower will be paying an interest rate for guaranteed loans that is comparable to that for insured loans.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/28/91	56 FR 8258
Final Action	12/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: This entry was reported as RIN 0575-AA80 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE01

99. FARMER PROGRAM ACCOUNT SERVICING POLICIES FOR SECTION 1816 AND OTHER RELATED SECTIONS FOR THE "1990 FACT ACT"

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-624, sec 1816; 7 USC 1989; 42 USC 1480; 5 USC 301; PL 102-554, sec 10; PL 102-554, sec 23

CFR Citation: 7 CFR 1900 subpart B; 7 CFR 1924 subpart B; 7 CFR 1951 subpart S

Legal Deadline: None

Abstract: Provisions of the Food, Agriculture, Conservation and Trade Act of 1990, as they affect the Farmers Home Administration's Farmer Programs, plus relevant provisions of the Omnibus Budget Reconciliation Act of 1990. In addition, the Agricultural Credit Act of 1992 provided that in extraordinary circumstances, the State Director could extend the 60-day time period for submitting an application for Farmer Programs Loan Servicing (RIN 0575-AB42, published as an interim rule, March 23, 1993, 58 FR 15417). RIN 0575-AB42 will be combined into RIN 0575-AA91; and one final rule will be published.

Timetable:

Action	Date	FR Cite
NPRM	10/23/91	56 FR 54970
NPRM Comment Period End	11/22/91	56 FR 54970
Interim Final Rule	04/30/92	57 FR 18612
Final Action	08/01/96	
Final Action Effective	08/01/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Analysis: Regulatory Flexibility Analysis

Additional Information: This entry was reported as RIN 0575-AA91 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE02

100. IMPLEMENT SECTION 1818 (BORROWER TRAINING) OF THE FOOD AGRICULTURE, CONSERVATION, AND TRADE ACT OF 1990 (FACT ACT)

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-624, sec 1818

CFR Citation: 7 CFR 1910 subpart A; 7 CFR 1943 subpart B; 7 CFR 1924 subpart B; 7 CFR 1941 subpart A; 7 CFR 1945 subpart D; 7 CFR 1943 subpart A; 7 CFR 1951 subpart S; 7 CFR 1980 subpart B; 7 CFR 1962 subpart A; 7 CFR 1965 subpart A

Legal Deadline: None

Abstract: Regulations are needed to set forth the curriculum and process to train Consolidated Farm Service Agency borrowers.

Timetable:

Action	Date	FR Cite
NPRM	11/25/92	57 FR 55473
NPRM Comment Period End	12/28/92	57 FR 55473
Interim Final Rule	12/30/93	58 FR 69190
Final Action	06/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: This entry was reported as RIN 0575-AB13 prior to the reorganization of USDA.

Agency Contact: Tom Witzig,

Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE04

101. GUARANTEED LOAN PROGRAMS; MONITORING LIQUID ACCOUNTS

Priority: Other Significant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980 subpart A; 7 CFR 1980 subpart B

Legal Deadline: None

Abstract: Lenders are currently required to monitor liquidated accounts for five years. This regulation will reduce that period of time to three years. This regulation change only affects the monitoring of guaranteed loan accounts in which a final loss claim has been paid. These accounts will be monitored by lenders for three years following the liquidation for potential future recoveries.

Timetable:

Action	Date	FR Cite
NPRM	05/05/94	59 FR 23173
NPRM Comment Period End	07/05/94	59 FR 23173
Final Action	04/00/95	
Final Action Effective	04/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Additional Information: This entry was reported as RIN 0575-AB29 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE05

102. IMPLEMENTATION OF CERTIFIED LENDER PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1987; 42 USC 1480; 5 USC 301; PL 102-554

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CFR Citation: 7 CFR 1980 subpart A; 7 CFR 1980 subpart B

Legal Deadline: Final, Statutory, October 1, 1993. Other, Statutory, April 28, 1993.

Sec 23 of Pub. L. 102-554, requires that interim regulations be published by April 28, 1993, and final regulations published by October 1, 1993.

Abstract: Lenders participating in the Guaranteed Loan Program have cited the excessive amount of paperwork and time required to apply for and receive approval on guaranteed loans as a deterrent to participation in the program. The Agency assembled a Guaranteed Overview Task Force to identify specific forms and regulations that could be eliminated or revised without increasing the risk to the Government. Fewer forms and a streamlined process will reduce operating costs for both the Consolidated Farm Service Agency and lenders. Regulations were being drafted when a law was passed requiring a Certified Lender Program, along with a simplified application process for guaranteed loans of \$50,000 or less.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/24/93	58 FR 34302
Final Action	09/00/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: This entry was reported as RIN 0575-AB33 prior to the reorganization of USDA.

This rule implements section 18 of the Agricultural Credit Improvement Act of 1992 which establishes a Certified Lender Program (CLP). Farm operating loans and farm ownership loans are excluded with the exception of nonfarm enterprise activity from the scope of Executive Order 12372, which requires intergovernmental consultation with State and local offices.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE07

103. 1945-D EMERGENCY LOAN POLICIES, PROCEDURES, AND AUTHORIZATIONS—WAIVER OF CROP INSURANCE FOR CROPS PLANTED FOR HARVEST IN 1992 AND 1993

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 5 USC 301

CFR Citation: 7 CFR 1945 subpart D; 7 CFR 2.23; 7 CFR 2.70

Legal Deadline: None

Abstract: The Food, Agricultural, Conservation and Trade Act of 1990 (FACT Act) (PL 101-624), as amended, waived the requirement for losses to the 1990 crop, and the Dire Supplemental Appropriations Act waived it again for 1991 crop losses. This action is necessary to implement the provisions of the Supplemental Appropriations, Transfers and Rescissions for the fiscal year ending September 30, 1992, and Other Purposes Act (PL 102-368 1992 Supplemental Appropriations Act).

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/17/92	57 FR 54172
Final Action	09/00/96	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Sectors Affected: None

Additional Information: This entry was reported as RIN 0575-AB38 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE08

104. INSURED AND GUARANTEED OPERATING AND FARM OWNERSHIP LOAN AND RELATED INSTRUCTIONS TO IMPLEMENT SECTIONS 4, 5, 7, 8, 9, AND 19 OF THE AGRICULTURAL CREDIT IMPROVEMENT ACT OF 1992

Priority: Substantive, Nonsignificant

Legal Authority: PL 102-554

CFR Citation: 7 CFR 1910; 7 CFR 1924; 7 CFR 1941; 7 CFR 1943; 7 CFR 1945; 7 CFR 1980; 7 CFR 1955

Legal Deadline: Final, Statutory, October 1, 1993. Other, Statutory, April 28, 1993.

Sec 23 of Pub. L. 102-554, requires that interim regulations be published by April 28, 1993, and final regulations published by October 1, 1993.

Abstract: The law was enacted to assist beginning farmers and ranchers in getting started in agriculture. The 1987 Census of Agriculture indicated an increase of 20.7 percent in the number of farmers in the 65 and over age group between 1978 and 1987. During the same period the number of farmers less than 25 years of age declined by 46.2 percent and the number of farmers between 25 and 34 years of age declined by 15 percent. The impact and cost on the farm ownership (FO) loan program should be minimal in view of the required 10 percent cash downpayment by beginning farmer applicants. The impact on the operating loan (OL) program should be minimal in view of FO loan restrictions during the first 5 years of participation in this program. Applicants have a choice of applying for FO and OL assistance under the new programs or under the existing FO and OL programs.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/30/93	58 FR 48275
Final Action	12/01/96	
Final Action Effective	12/01/96	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Additional Information: This entry was reported as RIN 0575-AB41 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE09

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105. SECTION 14 OF THE AGRICULTURAL CREDIT IMPROVEMENT ACT OF 1992, (GRADUATION) AND SECTIONS 1819 (LOAN ASSESSMENT) AND 1821 (MARKET PLACEMENT) OF THE FACT ACT**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 1480; 5 USC 301; 7 USC 1989; PL 101-624, sec 1819; PL 101-624, sec 1821; PL 102-554, sec 14**CFR Citation:** 7 CFR 1910; 7 CFR 1924; 7 CFR 1941; 7 CFR 1951; 7 CFR 1980; 7 CFR 1943; 7 CFR 1945; 7 CFR 1962**Legal Deadline:** Final, Statutory, October 1, 1993. Other, Statutory, August 28, 1993.

Sec 23 of Pub. L. 102-554, requires that interim regulations be published by April 28, 1993, and final regulations published by October 1, 1993.

Abstract: The objectives of this action are to improve borrowers' prospects for a successful operation. These changes are intended to promote graduation to private credit in conjunction with Loan Assessment and Market Placement regulations. The expected outcome is more rapid borrower progress and greater numbers of borrowers achieving economic viability. The primary focus of the graduation effort will be those borrowers classified "commercial" and "standard." These classifications signify borrowers that possess a financial position that would normally be expected to enable them to obtain private credit.**Timetable:**

Action	Date	FR Cite
NPRM	12/30/93	58 FR 69274
NPRM Comment Period End	02/28/94	58 FR 69274
Interim Final Rule	04/00/95	
Final Action	01/01/96	
Final Action Effective	01/01/96	

Small Entities Affected: None**Government Levels Affected:** Undetermined**Additional Information:** This entry was reported as RIN 0575-AB45 prior to the reorganization of USDA.**Agency Contact:** Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis,Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583****RIN:** 0560-AE11**106. THE AGRICULTURAL CREDIT IMPROVEMENT ACT OF 1992****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-554, sec 18; PL 102-554, sec 22**CFR Citation:** 7 CFR 1946; 7 CFR 1980**Legal Deadline:** Final, Statutory, October 1, 1993. Other, Statutory, April 28, 1993.

Sec 23 of Pub. L. 102-554, requires that interim regulations be published by April 28, 1993, and final regulations published by October 1, 1993.

Abstract: The objective of this law, as expressed in these changes, is to assist farmers depending on and deserving of Consolidated Farm Service Agency (CFSA) credit by easing credit requirements for guaranteed loans. The ratio of operating expenses of State mediation programs matched by CFSA also will rise from 50 to 70 percent. Both changes are mandated by the law.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/17/93	58 FR 65871
Final Action	09/00/95	
Final Action Effective	09/00/95	

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Additional Information:** This entry was reported as RIN 0575-AB51 prior to the reorganization of USDA.**Agency Contact:** Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583****RIN:** 0560-AE13**107. IMPLEMENT SECTIONS 11 AND 13 OF THE AGRICULTURAL CREDIT IMPROVEMENT ACT 1993 (APPLICATION PROCESSING TIMEFRAME)****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-554**CFR Citation:** 7 CFR 1910; 7 CFR 1980**Legal Deadline:** Final, Statutory, October 1, 1993. Other, Statutory, April 28, 1993.

Sec 23 of Pub. L. 102-554 requires interim regulations by publish published by April 28, 1993, and final regulations publish by October 1, 1993.

Abstract: The Agricultural Credit Improvement Act of 1992 requires the Consolidated Farm Service Agency (CFSA) to change its procedures for notifying applicants for farmer program loans and loan guarantees when information is needed to complete an application. In addition, County Offices will now be required to report applications that remain pending 45 days after receipt, and the reasons they remain pending. The Agency is also required to report to the Congress every month each application pending more than 50 days after its receipt. In addition, County Committees are required under the Act to review all applications for direct and guaranteed farmer programs loans not later than 5 days after receipt if there is more than one other complete application pending, and not later than 15 days if there are no other complete applications pending. These changes will ensure more timely and consistent processing of applications. Otherwise, their impact on the Agency should be minimal. Impact on applicants and participating lenders should be favorable, regarding timeliness in processing.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/29/93	58 FR 68717
Final Action	12/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None**Government Levels Affected:** Federal**Additional Information:** This entry was reported as RIN 0575-AB56 prior to the reorganization of USDA.**Agency Contact:** Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583****RIN:** 0560-AE14

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108. ACQUISITION AND MANAGEMENT OF REAL AND CHATTEL PROPERTY**Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1989; 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 2.23; 7 CFR 2.70; 7 CFR 1955A; 7 CFR 1955C**Legal Deadline:** Final, Statutory, April 28, 1993.

Abstract: Provide additional notice to Native Americans to convey property prior to foreclosure, notify tribe of properties value and inform them of the amount of the Government's bid at a foreclosure sale. Allow surplus property to be leased with or without an option to purchase to eligible program applicants. Will implement changes required by the Agricultural Improvement Act of 1992, H.R. 6129, which was signed on October 28, 1992. Will also regulate how properties can be transferred to Indian tribes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/29/93	58 FR 68722
Final Action	04/00/95	
Final Action Effective	04/00/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Sectors Affected:** None

Additional Information: This entry was reported as RIN 0575-AB63 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AE15

109. REMOVAL OF THE PROHIBITION AGAINST CHARGING INTEREST ON INTEREST ON GUARANTEED LOANS**Priority:** Other Significant**Legal Authority:** 7 USC 1989; 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1980 subpart A; 7 CFR 1980 subpart B**Legal Deadline:** None

Abstract: Lenders participating in the Guaranteed Loan Program have been

reluctant to restructure the loans of delinquent guaranteed borrowers because of restrictive regulatory requirements. The Consolidated Farm Service Agency (CFSA) requires lenders to set aside the accrued interest portion of loans that are being restructured. Interest is only accrued on the outstanding principal. This practice is contrary to standard industry practice. Lenders normally capitalize the outstanding interest portion of the loan and reschedule or reamortize the payments based on the new principal amount. CFSA's restriction on capitalizing interest reduces the lender's return on the guaranteed loans. Also, the unique treatment of guaranteed loans requires additional bookkeeping efforts. There will be no substantial additional cost or savings with this change.

Timetable:

Action	Date	FR Cite
NPRM	03/30/94	59 FR 14769
NPRM Comment Period End	04/14/94	59 FR 14769
Final Action	08/01/95	
Final Action Effective	08/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Additional Information: This entry was reported as RIN 0575-AB70 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**
RIN: 0560-AE16

110. SMALL FARMER OUTREACH TRAINING AND TECHNICAL ASSISTANCE PROGRAM**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 101-624; 7 USC 2279; 7 USC 1989; 5 USC 301**CFR Citation:** 7 CFR 1943 subpart C**Legal Deadline:** None

Abstract: The subpart is being added to meet the objectives of the Small Farmer Outreach Training and Technical Assistance Program which will allow the Consolidated Farm Service Agency to fund cooperative and other agreements or enter into a

Memorandum of Understanding with 1890 or other eligible educational institution institutions or community-based organizations. (1890 Colleges and Universities - Black Land Grant Colleges established under the 1890 Morrill Act.)

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/27/94	59 FR 66441
Final Action	10/01/95	

Small Entities Affected: Organizations**Government Levels Affected:** State

Additional Information: This entry was reported as RIN 0575-AB74 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE17**111. SPECIAL DISASTER SET-ASIDE PROGRAM; IMPLEMENTATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1989; 5 USC 301; 42 USC 1480**CFR Citation:** 7 CFR 1951 subpart T**Legal Deadline:** None

Abstract: The Agency is proposing to amend its servicing regulations to implement the Special Disaster Set-Aside program to provide Consolidated Farm Service Agency officials with a servicing tool that will allow Farmer Program borrowers who were affected by the 1993 weather disasters to move their CFSA annual installments to the end of the loan term without restructuring their loan account(s). The intended effect is to service disaster victims in business. This program will only be available to disaster victims until April 1, 1995, and only to those borrowers who are current or less than 180 days delinquent.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/21/94	59 FR 53079
Final Action	01/01/96	
Final Action Effective	01/01/96	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal

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Additional Information: This entry was reported as RIN 0575-AB85 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis and Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE20

112. • FEDERAL CROP INSURANCE REFORM AND DEPARTMENT OF AGRICULTURE REORGANIZATION ACT OF 1994

Priority: Other Significant

Legal Authority: 7 USC 1989; 5 USC 301; 42 USC 1980; 42 USC 1480; PL 103-354, sec 427; PL 103-354, sec 371

CFR Citation: 7 CFR 1941; 7 CFR 1943; 7 CFR 1945; 7 CFR 1980; 7 CFR 2.23; 7 CFR 2.70

Legal Deadline: None

Abstract: The objective of this regulation change is to implement the provision of the Federal Crop Insurance Reform Act of 1994 requiring producers to obtain at least catastrophic risk protection as a condition of receiving any benefit. This will apply to both direct and guaranteed Operating, Farm Ownership and Emergency loans. Current regulations require the purchase of available crop insurance only for Emergency loans. The requirement should increase the borrower's prospects of success in the wake of a disaster, since the disaster payment program will no longer exist. The cost of the catastrophic coverage is limited to a standard processing fee and should not place a financial hardship on loan recipients. The cost to the Agency will be limited to the

distribution of information and enforcement of the requirement. There is no alternative which would be in compliance with the law.

Timetable:

Action	Date	FR Cite
Final Action	06/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: This entry was reported as RIN 0575-AB90 prior to the reorganization of USDA.

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Regulations Analysis & Control Branch, Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, **202 720-7583**

RIN: 0560-AE25

DEPARTMENT OF AGRICULTURE (USDA) Consolidated Farm Service Agency (CFSA)

Completed/Longterm Actions

113. SUGAR AND CRYSTALLINE FRUCTOSE MARKETING ALLOTMENT REGULATIONS FOR FISCAL YEARS 1992 THROUGH 1996

CFR Citation: 7 CFR 1435

Completed:

Reason	Date	FR Cite
Final Action	02/09/95	60 FR 7697

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, **202 720-7583**

RIN: 0560-AC14

115. AMENDMENT TO THE U.S. WAREHOUSE ACT REGULATIONS—LICENSE AND INSPECTION FEES

CFR Citation: 7 CFR 735 TO 742

Completed:

Reason	Date	FR Cite
Final Action	10/11/94	59 FR 51355

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, **202 720-7583**

RIN: 0560-AD13

117. 1995 EXTRA LONG STAPLE COTTON PROGRAM

CFR Citation: 7 CFR 1413; 7 CFR 1427

Completed:

Reason	Date	FR Cite
Final Action	04/10/95	60 FR 17984

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, **202 720-7583**

RIN: 0560-AD42

114. 1993-CROP SUGAR BEET AND SUGARCANE PRICE SUPPORT LOAN RATES

CFR Citation: 7 CFR 1435

Completed:

Reason	Date	FR Cite
Final Action	01/31/95	60 FR 5836

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, **202 720-7583**

RIN: 0560-AC98

116. 1994-CROP SUGAR BEET AND SUGARCANE PRICE SUPPORT LOAN RATES

CFR Citation: 7 CFR 1435

Completed:

Reason	Date	FR Cite
Final Action	01/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, **202 720-7583**

RIN: 0560-AD41

118. COLORADO RIVER BASIN SALINITY CONTROL PROGRAM AMENDMENTS

CFR Citation: 7 CFR 702

Completed:

Reason	Date	FR Cite
Action Cancelled: Transferred to NRCS due to USDA Reorganization	10/24/94	

Small Entities Affected: None

Government Levels Affected: None

USDA—CFSA

Completed/Longterm Actions

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD45

119. MALTING BARLEY ASSESSMENT

CFR Citation: 7 CFR 1413

Completed:

Reason	Date	FR Cite
Final Action	11/18/94	59 FR 59639

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD55

120. AMENDMENTS TO THE WETLANDS RESERVE PROGRAM

CFR Citation: 7 CFR 703

Completed:

Reason	Date	FR Cite
Final Action	11/23/94	59 FR 60297

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD59

121. COOPERATIVE MARKETING ASSOCIATION ELIGIBILITY REQUIREMENTS FOR PRICE SUPPORT

CFR Citation: 7 CFR 1425

Completed:

Reason	Date	FR Cite
Final Action	01/11/95	60 FR 2680

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD70

122. GENERAL PRICE SUPPORT REGULATIONS FOR HONEY

CFR Citation: 7 CFR 1434

Completed:

Reason	Date	FR Cite
Final Action	01/04/95	60 FR 321

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD73

123. GENERAL PRICE SUPPORT REGULATIONS FOR GRAIN, RICE, AND OIL SEEDS FOR 1993 TO 1995 CROP YEARS

CFR Citation: 7 CFR 1421

Completed:

Reason	Date	FR Cite
Final Action	01/05/95	60 FR 1709

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD74

124. END-USE CERTIFICATE SYSTEM

CFR Citation: 7 CFR 708

Completed:

Reason	Date	FR Cite
Final Action	01/26/95	60 FR 5087

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD77

125. AMENDMENTS TO THE COTTON PRICE SUPPORT REGULATIONS

CFR Citation: 7 CFR 1427

Completed:

Reason	Date	FR Cite
Final Action	01/05/95	60 FR 1709

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AD82

126. • EXTENSION OF CRP CONTRACTS SCHEDULED TO EXPIRE IN FY 1995

Legal Authority: 16 USC et seq

CFR Citation: 07 CFR 704

Legal Deadline: None

Abstract: This action is needed to establish the policy and procedures to allow holders of CRP contracts expiring September 30, 1995, to modify their

contracts to extend the expiration date for 1 year. This option was announced by the Secretary on August 24, 1994. The expected cost is approximately \$83 million, depending on the number of contracts modified.

Timetable:

Action	Date	FR Cite
Final Action	01/31/95	60 FR 5836

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, Agricultural Economist, Office of the Department of Agriculture, Consolidated Farm Service Agency, Deputy Administrator, Policy Analysis, Room 3741-S, P.O. Box 2415, Washington, DC 20013, 202 720-7583

RIN: 0560-AD94

127. REAL PROPERTY INSURANCE

CFR Citation: 7 CFR 1806

Completed:

Reason	Date	FR Cite
Withdrawn - No action planned in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AE00

128. AGRICULTURAL RESOURCE CONSERVATION DEMONSTRATION PROGRAM

CFR Citation: 7 CFR 1980 subpart J; 7 CFR 2.23; 7 CFR 2.70

Completed:

Reason	Date	FR Cite
Withdrawn	10/13/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AE03

129. FIVE-YEAR APPLICANT LOAN ELIGIBILITY CERTIFICATION BY COUNTY COMMITTEE

CFR Citation: 7 CFR 1910 subpart A; 7 CFR 1941 subpart A; 7 CFR 1943 subpart A; 7 CFR 1943 subpart B; 7 CFR 1980 subpart B

USDA—CFSA

Completed/Longterm Actions

Completed:

Reason	Date	FR Cite
Withdrawn -County Committee abolished per Reorganization Act of 1994.	10/13/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Tom Witzig, 202 720-7583

RIN: 0560-AE06

BILLING CODE 3410-05-F

DEPARTMENT OF AGRICULTURE (USDA)

Prerule Stage

Animal and Plant Health Inspection Service (APHIS)

130. IMPORTATION OF FRUITS AND VEGETABLES

Priority: Other Significant

Legal Authority: 7 USC 150dd; 7 USC 150ee; 7 USC 150ff; 7 USC 151 to 167; 7 USC 450; 21 USC 136; 21 USC 136a

CFR Citation: 7 CFR 319.56

Legal Deadline: None

Abstract: The Department regulates the importation of fruits and vegetables into the United States to prevent the introduction of plant pests, including insects and diseases. A review of the Department's fruits and vegetables import regulations indicates the need for a complete revision to make the regulations more effective and to increase compliance with them.

Timetable:

Action	Date	FR Cite
ANPRM	06/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Mr. Frank Cooper, Senior Operations Officer, PPQ, Port Operations, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 139, Riverdale, MD 20737-1236, **301 734-6799**

RIN: 0579-AA58

131. IMPORTATION OF CERTAIN EMBRYOS AND ANIMAL SEMEN

Priority: Other Significant

Legal Authority: 7 USC 1622; 21 USC 103 to 105; 21 USC 111; 21 USC 134a to 134d; 21 USC 134f; 21 USC 136; 21 USC 136a; 31 USC 9701

CFR Citation: 9 CFR 98

Legal Deadline: None

Abstract: Cyclical review of 9 CFR part 98, "Importation of Certain Animal Embryos and Animal Semen." An advance notice of proposed rulemaking which solicited public comment on certain existing requirements in part 98, confirmed that the regulations in this part no longer reflect international

industry practices and are inconsistent, at least in part, with scientifically accepted procedures. Specific changes proposed will be determined after thorough review of existing requirements. Potential cost and benefits are unknown at this time.

Timetable:

Action	Date	FR Cite
ANPRM	07/08/93	58 FR 36625
ANPRM Comment Period End	09/07/93	
Begin Review	04/00/95	
NPRM	10/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Roger Perkins, Staff Veterinarian, VS, National Center for Import and Export, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 38, Riverdale, MD 20737-1231, **301 734-8172**

RIN: 0579-AA63

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Animal and Plant Health Inspection Service (APHIS)

132. CYCLICAL REVIEW OF 9 CFR PART 92, PHASE II

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1622; 19 USC 1306; 21 USC 102 to 105; 21 USC 111; 21 USC 114a; 21 USC 134a to 134d; 21 USC 134f; 21 USC 135; 21 USC 136; 21 USC 136a; 31 USC 9701

CFR Citation: 9 CFR 92

Legal Deadline: None

Abstract: The Department is reviewing the regulations in 9 CFR part 92, which, among other things, govern the importation into the United States of certain animals and poultry, and

certain animal and poultry products. This is in compliance with Executive Order 12866 and Departmental Regulation 1512-1, which requires agencies to periodically review regulations.

The Department is conducting this Cyclical Review in phases. Phase I, effective August 2, 1990, reorganized the regulations. The Department is now starting Phase II. Subpart F (Dogs) of 9 CFR Part 92 has been reviewed and a notice of proposed rulemaking will be published. Reviews of the other subparts will follow. If the Department determines those regulations should be

changed, notices of proposed rulemaking will be published.

Timetable:

Action	Date	FR Cite
NPRM subpart F	04/00/95	
NPRM Comment Period End Subpart F	06/00/95	
Final Action Subpart F	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Andrea Morgan, Senior Staff Veterinarian, VS, National

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Proposed Rule Stage

Center for Import and Export,
Department of Agriculture, Animal and
Plant Health Inspection Service, 4700
River Road Unit 38, Riverdale, MD
20737-1231, **301 734-8383**

RIN: 0579-AA34

**133. IMPORTATION OF CERTAIN
ANIMALS AND POULTRY AND
CERTAIN ANIMAL AND POULTRY
PRODUCTS—PREVENTION OF
POULTRY DISEASES**

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1622; 19 USC
1306; 21 USC 102 to 105; 21 USC 111;
21 USC 134a to 134d; 21 USC 134f;
21 USC 135; 31 USC 9701

CFR Citation: 9 CFR 92

Legal Deadline: None

Abstract: The Department currently
regulates the importation of poultry and
poultry products, including eggs for
hatching, to prevent the introduction of
certain poultry diseases into the United
States. We are considering revising
these regulations to add restrictions to
prevent the introduction of Salmonella
enteritidis, serotype enteritidis, phage-
type 4 (referred to below as S.
enteritidis, phage-type 4), a virulent
type of Salmonella that has not been
detected in poultry flocks in the United
States. Canada is the only country other
than the United States in which poultry
flocks are recognized as being free of
S. enteritidis, phage-type 4. Safeguards
under consideration include testing of
individual poultry of the flock of origin
in the country of origin, and testing and
inspection during quarantine in the
United States.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: **Dr. Keith Hand**,
Senior Staff Veterinarian, VS, Import-
Export Animals Staff, Department of
Agriculture, Animal and Plant Health
Inspection Service, 4700 River Road
Unit 39, Riverdale, MD 20737-1231,
301 734-5097

RIN: 0579-AA38

**134. ADDITION OF CERVIDAE TO THE
REGULATIONS CONCERNING
TUBERCULOSIS IN LIVESTOCK**

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 105; 21 USC
111 to 113; 21 USC 114; 21 USC 114a;
21 USC 115 to 117; 21 USC 120 to
121; 21 USC 134b; 21 USC 134f

CFR Citation: 9 CFR 77; 9 CFR 91

Legal Deadline: None

Abstract: Bovine tuberculosis is a
contagious, infectious, and
communicable disease affecting cattle,
bison, and other species, including
humans. The spread of bovine
tuberculosis in the United States could
have serious consequences for the
United States cattle and bison
industries, as well as for human health.
Currently, the regulations concerning
control and eradication programs for
bovine tuberculosis in livestock only
regulate cattle, bison, and swine.
Recent outbreaks in the United States
of bovine tuberculosis in semi-
domesticated herds of cervidae (such as
deer and elk) have made apparent the
need to also regulate these animals in
order to prevent the spread of bovine
tuberculosis.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State,
Federal

Agency Contact: **Dr. Joseph VanTiem**,
Senior Staff Veterinarian, VS, Cattle
Diseases and Surveillance, Department
of Agriculture, Animal and Plant
Health Inspection Service, 4700 River
Road Unit 36, Riverdale, MD 20737-
1231, **301 734-8715**

RIN: 0579-AA53

135. EXPORT CERTIFICATION

Priority: Routine and Frequent

Legal Authority: 7 USC 147a; 7 USC
2260; 21 USC 136; 21 USC 136a; 49
USC 1741

CFR Citation: 7 CFR 353; 7 CFR 354

Legal Deadline: None

Abstract: The Department is proposing
to revise the "Phytosanitary Export

Certification" regulations, which
concern inspection and certification of
plants and plant products offered for
export. The proposed rule would
facilitate the phytosanitary certification
of American agricultural products by
ensuring that a sufficient number of
qualified individuals are available to
carry out Federal certification activities
and by implementing new certification
systems in conjunction with existing
phytosanitary certification. Revising the
regulations would make them easier to
understand, thereby increasing
compliance and the effectiveness of the
regulations.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: **Leonard M.
Crawford**, Senior Operations Officer,
PPQ, Port Operations, Department of
Agriculture, Animal and Plant Health
Inspection Service, 4700 River Road
Unit 139, Riverdale, MD 20737-1236,
301 734-8537

RIN: 0579-AA54

**136. ADVANCE NOTICE OF
PROPOSED REVISION OF THE
FEDERAL SEED ACT REGULATIONS
FOR IMPORTED SEED**

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1581 to 1611

CFR Citation: 7 CFR 201

Legal Deadline: None

Abstract: On October 1, 1982, the
Agricultural Marketing Service
transferred to the Animal and Plant
Health Inspection Service responsibility
for administering Title III of the Federal
Seed Act (FSA), which pertains to
regulation of foreign commerce in
seeds. Shortly afterwards, in 1983, the
FSA was amended and the inspection
requirements for imported seeds were
considerably lessened. However,
regulations under the FSA (7 CFR
201.101 to 201.230) have not been
revised to reflect either the 1982
transfer of regulatory authority or the
1983 statutory amendments. Therefore,
we are considering revising FSA
regulations to reflect these changes. We
are also considering revising FSA
regulations to update or delete obsolete

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sections, including taxonomies of listed weeds, and simplifying inspection requirements for seed imports from Canada. We will solicit comments from the public on the current regulations and any current revisions.

Timetable:

Action	Date	FR Cite
ANPRM	09/13/94	59 FR 47286
ANPRM Comment Period End	10/31/94	
NPRM	03/23/95	60 FR 15257
NPRM Comment Period End	04/24/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Polly Lehtonen, Botanist, PPQ, Biological Assessment/Taxonomic Support, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 133, Riverdale, MD 20737-1236, **301 734-8896**

RIN: 0579-AA64

137. DEFINITION OF "BIOLOGICAL PRODUCTS" AND "GUIDELINES"

Priority: Other Significant

Legal Authority: 21 USC 151 to 159

CFR Citation: 9 CFR 101

Legal Deadline: None

Abstract: The proposed rule would update the definitions of "biological products" and "guidelines" to reflect current usage. The definition of biological products has not been amended since 1973. APHIS has received a citizen's petition from producers of veterinary biological products to update this definition to accommodate advances in scientific knowledge and to reflect current usage. Similarly, a definition of guidelines is necessary to describe the purpose of such documents as veterinary biologics memoranda, licensing considerations, and notices.

The proposal would provide guidance to producers who are making a choice to seek regulatory approval from the Food and Drug Administration for a product intended for use as an animal drug (e.g. antibiotics, hormones, feed supplements, etc.) or from APHIS for a product intended for use as a veterinary biological product (e.g. vaccines, adjuvants, immunomodulators, and diagnostics). Submission to the appropriate Federal

agency would depend upon the intended use of the product for which regulatory approval is sought.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Dr. Frank Y. Tang, Biotechnologist, BCTA, BBEP, Veterinary Biologics, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 148, Riverdale, MD 20737-1237, **301 734-4833**

RIN: 0579-AA65

138. IN VITRO TESTS FOR SERIAL RELEASE IN PLACE OF ANIMAL POTENCY TESTS

Priority: Other Significant

Legal Authority: 21 USC 151 to 159

CFR Citation: 9 CFR 113

Legal Deadline: None

Abstract: Under the Virus-Serum-Toxin Act, veterinary biologics are required to be pure, safe, potent, and efficacious (not contaminated, dangerous, harmful, or worthless). Before a licensed veterinary biological product can be released for market, it must be demonstrated to be potent and efficacious. This is ordinarily done by determining the immunogenicity of the product. The use of fewer animals for immunogenicity testing would be consistent with the intent of animal welfare legislation to reduce dependence on animals for testing when feasible. The proposed rule would allow the use of in vitro tests in place of animal tests for determining the immunogenicity of veterinary biologics, provided that the in vitro tests meet the requirements of a "parallel line assay" so that the relative antigenic potency of a biological product can be determined by comparison with a reference preparation of known antigenicity. The proposed rule should not have a significant economic impact on manufacturers of veterinary biologics and other small businesses since immunogenicity testing is already required under the regulations pertaining to the preparation of veterinary biologics (cont)

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: ABSTRACT CONT: (9 CFR part 113). Under the proposed rule, manufacturers would retain the option whether or not to use in vitro tests in place of animal tests, based upon cost or feasibility.

The proposed rule would also require that reference preparations used in the determination of relative antigenic potency be updated periodically so as to ensure that reference preparations continue to be correlated with immunogenicity. Not to require requalification of references could result in the preparation of a worthless biological product.

Agency Contact: Dr. Albert Morgan, Chief Staff Veterinarian, BBEP, Veterinary Biologics, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 148, Riverdale, MD 20737-1237, **301 734-8245**

RIN: 0579-AA66

139. • IMPORT/EXPORT USER FEES

Priority: Other Significant

Legal Authority: 7 USC 1622; 19 USC 1306; 21 USC 102 to 105; 21 USC 111; 21 USC 114; 21 USC 114a; 21 USC 134a to 134d; 21 USC 134f; 21 USC 135; 21 USC 136; 21 USC 136a

CFR Citation: 9 CFR 130

Legal Deadline: None

Abstract: Proposal to amend existing user fees for certain import- and export-related services we provide for live animals and birds, animal products, organisms and vectors, and germ plasm and veterinary diagnostic services. Proposal also includes establishment of user fees for import- and export-related services we provide for live animals and birds, and animal products and byproducts. Actions are necessary to help ensure that we recover our costs, and to simplify and clarify application of user fees.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

Small Entities Affected: None

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Government Levels Affected: None

Agency Contact: Barbara Thompson, Chief, BAD, Financial Systems Services Branch, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 54, Riverdale, MD 20737-1232, **301 734-5901**

RIN: 0579-AA67

140. • USER FEES—COMMERCIAL AIRCRAFT AND VESSELS; PHYTOSANITARY CERTIFICATES

Priority: Other Significant

Legal Authority: 7 USC 2260; 21 USC 136 to 136a; 49 USC 1741

CFR Citation: 7 CFR 354.3

Legal Deadline: None

Abstract: APHIS would amend the user fee regulations by lowering the fees charged for certain agricultural quarantine and inspection services we provide in connection with the arrival of international commercial aircraft at ports in the customs territory of the United States. APHIS would also amend the user fee regulations by raising the fees charged for export certification of plants and plant products. We have determined, based on a review of our user fees, that the fees must be adjusted to reflect the actual cost of providing these services. In addition, we are proposing to amend the user fee regulations to clarify the exemption for certain vessels which sail only between the United States and Canada.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: None

Agency Contact: Donna Ford, PPQ User Fees Section Head, BAD, Financial Systems Services Branch, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 54, Riverdale, MD 20737-1232, **301 734-5901**

RIN: 0579-AA68

141. • HSTAIC REPAIR AND MAINTENANCE FEES

Priority: Other Significant

Legal Authority: 7 USC 1622; 19 USC 1306; 21 USC 102 to 105; 21 USC 111; 21 USC 114a; 21 USC 134a to 134d; 21 USC 134f; 21 USC 135; 21 USC 136; 21 USC 136a; 31 USC 9701

CFR Citation: 9 CFR 92.430; 9 CFR 92.522

Legal Deadline: None

Abstract: Certain animals intended for importation into the United States must first be quarantined at the Harry S Truman Import Center (HSTAIC) in Florida. Because of current wording in the Code of Federal Regulations concerning capital expenditures, the Animal and Plant Health Inspection Service (APHIS) is unable to collect money from importers for the maintenance and repair of HSTAIC. APHIS is proposing to collect a "repair and maintenance" fee from importers who use HSTAIC. By charging importers a minimal fee, APHIS will be able to make vital repairs at HSTAIC and also keep the facility and its equipment in good operating condition. The amount charged will be a pro rated share based on Internal Revenue Service guidelines for depreciation of the facility and equipment. These funds will be established and maintained in a separate account to be used exclusively for repairs and maintenance at HSTAIC. The HSTAIC physical plant and its equipment are in a serious state of disrepair. If repairs are not made, the facility may be forced to close down. Such a development could have an adverse economic impact on those U.S. importers who depend on the facility to provide them with high-risk quarantine services.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Joan Montgomery, Staff Specialist, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 39, Riverdale, MD 20737-1231, **301 734-8172**

RIN: 0579-AA69

142. • USER FEES, REVISED USER FEES FOR FULL-COST RECOVERY

Priority: Other Significant

Legal Authority: 7 USC 1622; 19 USC 1306; 21 USC 102 to 105; 21 USC 111; 21 USC 114; 21 USC 114a; 21 USC 134a to 134d; 21 USC 134f; 21 USC 135; 21 USC 136; 21 USC 136a

CFR Citation: 9 CFR 130

Legal Deadline: None

Abstract: The Animal and Plant Health Inspection Service (APHIS) is proposing to revise current fees for cost increases or decreases in the user fee program and to propose additional fees for goods and services which APHIS provides. The purpose is to more accurately provide for full-cost recovery of Agency activities. Fees being revised include: user fees at APHIS's animal import centers and user fees at the National Veterinary Services Laboratories (NVSL) (including the labs at the Foreign Animal Diseases Diagnostic Laboratory (FADDL)) to account for cost increases and decreases. Fees being proposed include: user fees at APHIS's animal import center and user fees for hourly services, for tests and reagents which currently do not have user fees and for other miscellaneous goods and services at NVSL and FADDL.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Barbara Thompson, Chief, BAD, Financial Systems Services Branch, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 54, Riverdale, MD 20737-1232, **301 734-5901**

RIN: 0579-AA70

143. • IMPORTATION OF ANIMALS AND ANIMAL PRODUCTS

Priority: Other Significant

Legal Authority: 7 USC 147a; 7 USC 150ee; 7 USC 161 to 162; 7 USC 450; 7 USC 1622; 19 USC 1306; 21 USC 102 to 105; 21 USC 111; 21 USC 114a; 21 USC 134a to 134d; 21 USC 134f; 21 USC 135; 21 USC 136; 21 USC 136a; 31 USC 9701; ...

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CFR Citation: 9 CFR 92; 9 CFR 94; 9 CFR 95; 9 CFR 96; 9 CFR 98

Legal Deadline: None

Abstract: APHIS would amend the animal and animal product importation regulations that currently identify entire countries as those that are either free of certain diseases or those in which the diseases exist. The proposed change would allow for regionalization of countries--i.e., disease classification of parts of a country, an entire country,

or groups of countries. The rule change would also recognize levels of disease risk in regions. Although APHIS anticipates expanding these proposed provisions to apply to the importation of all regulated animals and animal products, at this time the rule changes would apply to ruminants and swine, and their products.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

Agency Contact: Dr. Hugh Metcalf, Senior Staff Veterinarian, VS, Program Evaluation and Planning, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 34, Riverdale, MD 20737-1231, **301 734-7202**

RIN: 0579-AA71

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Animal and Plant Health Inspection Service (APHIS)

144. EXOTIC NEWCASTLE DISEASE IN ALL BIRDS AND POULTRY; PSITTACOSIS AND ORNITHOSIS IN POULTRY

Priority: Other Significant

Legal Authority: 21 USC 111 to 113; 21 USC 115; 21 USC 117; 21 USC 120; 21 USC 123 to 126; 21 USC 134a; 21 USC 134b; 21 USC 134f

CFR Citation: 9 CFR 82

Legal Deadline: None

Abstract: Exotic Newcastle Disease (also known as viscerotropic velogenic Newcastle disease and as VVND) and psittacosis or ornithosis (now generally referred to as chlamydiosis) are communicable diseases of birds and poultry. The spread of these diseases in the United States could have serious consequences for the United States poultry industry. A review of the Department's regulations to prevent the interstate spread of these diseases indicates the need for a complete revision to make the regulations more effective and to increase compliance with them.

Timetable:

Action	Date	FR Cite
NPRM	06/28/94	59 FR 33214
NPRM Comment Period End	08/29/94	
NPRM	09/30/94	59 FR 44865
NPRM Comment Period Extended to	11/29/94	
Final Action	07/00/95	

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: Dr. C.M. Groocock, Senior Staff Veterinarian, VS, Emergency Programs, Department of Agriculture, Animal and Plant Health

Inspection Service, 4700 River Road Unit 41, Riverdale, MD 20737-1231, **301 734-8240**

RIN: 0579-AA22

145. IMPORTATION OF UNMANUFACTURED WOOD

Priority: Other Significant

Legal Authority: 7 USC 150dd; 7 USC 150ee; 7 USC 150ff; 7 USC 151 to 167

CFR Citation: 7 CFR 319

Legal Deadline: None

Abstract: USDA is developing regulations to restrict the importation of certain types of unmanufactured wood, such as logs, lumber, wood chips, bark, and pulp wood. There are a variety of plant pests and diseases associated with these articles, and there has recently been increased interest in importing large quantities of these articles into the U.S. At this time we are considering prohibiting the importation of logs and unmanufactured wood from certain tree genera and species, unless they meet importation criteria contained in the regulations and are imported under a permit issued by APHIS. The trees we are considering regulating in this manner are: all coniferous species; Carya; Fagus; Juglans; Liquidambar; Liriodendron; Nyssa; Populus; Quercus; Salix; and Thuja. The importation criteria would address the genus or species of the tree; the nature of the wood article; the country or area of origin; and methods by which the trees were harvested, stored, and treated.

Timetable:

Action	Date	FR Cite
ANPRM	09/22/92	57 FR 43628

Action	Date	FR Cite
ANPRM Comment Period End	11/23/92	
NPRM	01/20/94	59 FR 3002
Public Hearing	02/10/94	59 FR 3002
Public Hearing	02/23/94	59 FR 3002
NPRM Comment Period End	04/20/94	
Final Action	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Analysis: Regulatory Flexibility Analysis

Agency Contact: Mr. Michael J. Shannon, Chief Operations Officer, PPQ, Operational Support, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 131, Riverdale, MD 20737-1236, **301 734-8261**

RIN: 0579-AA47

146. CHICKEN DISEASE CAUSED BY SALMONELLA ENTERITIDIS

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 111; 21 USC 134a; 21 USC 134f

CFR Citation: 9 CFR 82

Legal Deadline: None

Abstract: Disease caused by the bacterium known as Salmonella enteritidis serotype enteritidis (referred to below as SE) is a serious problem in egg-type chicken breeding flocks and egg production flocks, and is also a serious public health concern. The Animal and Plant Health Inspection Service (APHIS) has established regulations to control the spread of SE in egg-type chicken breeding flocks and egg production flocks, and continues to

USDA—APHIS

Final Rule Stage

work to reduce the impact of SE on the poultry industry and consumer health. Under the current APHIS regulatory program, study flocks are identified through traceback of eggs implicated in human outbreaks of SE, these study flocks are subjected to testing for SE, and if the flocks test positive for SE, interstate movement of articles from the flocks is restricted. We are currently working with other agencies including the Agricultural Marketing Service, the Food and Drug Administration, and the Centers for Disease Control to evaluate the success of this approach and determine whether to propose changes to the regulatory procedures of the current program.

Timetable:

Action	Date	FR Cite
NPRM	08/02/93	58 FR 41048
Public Hearing	09/02/93	58 FR 46569
NPRM Comment	09/28/93	58 FR 50527
Period Extended to 11/15/93		
NPRM Comment	10/01/93	58 FR 41048
Period End		
Public Hearing	10/07/93	58 FR 52240
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Allen Hogue, Director, Salmonella Task Force, Veterinary Service, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 43, Riverdale, MD 20737-1231, **301 734-4363**

RIN: 0579-AA48

147. ANIMAL WELFARE—STANDARDS FOR MARINE MAMMALS

Priority: Regulatory Plan

Legal Authority: 7 USC 2131 to 2159

CFR Citation: 9 CFR 3

Legal Deadline: None

Abstract: The Department regulates the treatment of certain marine mammals under the Animal Welfare Act. The present standards for treatment of these animals have been in effect for over 10 years. During this time, advances have been made and new information has been developed with regard to the housing and care of marine mammals. The Department has given notice of its review of the present standards to determine what revisions or additions might be necessary, and has requested comments on appropriate specific standards for treatment of marine mammals. The Department is conducting negotiated rulemaking and developing proposed changes to the regulations.

Timetable:

Action	Date	FR Cite
ANPRM	07/23/93	58 FR 39458
ANPRM Comment	10/06/93	
Period End		
NPRM	03/24/95	60 FR 15524
NPRM Comment	03/24/95	60 FR 15524
Period End		
Final Action	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Analysis: Regulatory Flexibility Analysis

Agency Contact: Dr. Barbara Kohn, Veterinary Medical Officer, REAC, Animal Care, Department of Agriculture, Animal and Plant Health Inspection Service, 4700 River Road Unit 84, Riverdale, MD 20737-1234, **301 734-8699**

RIN: 0579-AA59

148. INTRODUCTION OF NONINDIGENOUS ORGANISMS

Priority: Regulatory Plan

Legal Authority: 7 USC 150aa to 150jj; 7 USC 151 to 167; 7 USC 1622n; 31 USC 9701

CFR Citation: 7 CFR 335

Legal Deadline: None

Abstract: The scope of the Federal plant pest regulation in 7 CFR 330.200 and the noxious weed regulations in 7 CFR 360 is limited to the importation and interstate movement of recognized plant pests and noxious weeds; the importation and interstate movement of nonindigenous organisms not known to present a plant-pest risk, as well as the release of such organisms into the environment, is not addressed. We believe that APHIS must supplement its current regulations to prevent or minimize the potential problems presented by the introduction (importation, interstate movement, and the release into the environment) of nonindigenous organisms whose plant-pest status is unknown. The proposed regulations would allow APHIS to examine nonindigenous organisms proposed for introduction, evaluate their plant-pest risk, and, if necessary, assign conditions to their introduction in order to prevent plant-pest dissemination.

Timetable:

Action	Date	FR Cite
NPRM	01/26/95	60 FR 5288
NPRM Comment	03/27/95	
Period End		
Final Action	07/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: State, Federal

Agency Contact: Dr. Matthew H. Royer, Chief Operations Officer, BATS, PPQ, Department of Agriculture, Animal and Plant Health Inspection Service, Room 626, Federal Building, 6505 Belcrest Road, Hyattsville, MD 20782, **301 436-8896**

RIN: 0579-AA61

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Animal and Plant Health Inspection Service (APHIS)

149. REGULATION OF HORSES AND FARM ANIMALS UNDER THE ANIMAL WELFARE ACT

CFR Citation: 9 CFR 1; 9 CFR 2; 9 CFR 3

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Debra E. Beasley, **301 734-4977**

RIN: 0579-AA31

USDA—APHIS

Completed/Longterm Actions

150. NATIONAL ENVIRONMENTAL POLICY ACT IMPLEMENTING PROCEDURES

CFR Citation: 7 CFR 372

Completed:

Reason	Date	FR Cite
Final Action	02/01/95	60 FR 6000
Final Action Effective	03/03/95	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Mr. Robert E. Pizel, 301 734-8565

RIN: 0579-AA33

151. HONEYBEES AND HONEYBEE SEMEN; REMOVING CERTAIN RESTRICTIONS ON HONEYBEES AND HONEYBEE SEMEN FROM NEW ZEALAND

CFR Citation: 7 CFR 322

Completed:

Reason	Date	FR Cite
Final Action	02/01/95	60 FR 5997
Final Action Effective	03/03/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mr. James Fons, 301 734-8295

RIN: 0579-AA37

152. IMPORTATION OF NURSERY STOCK PLANTS, ROOTS, BULBS, SEEDS, AND OTHER PLANT PRODUCTS—PHASE II

CFR Citation: 7 CFR 319.37

Completed:

Reason	Date	FR Cite
Final Action	01/13/95	60 FR 3068
Final Action Effective	02/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mr. Frank Cooper, 301 734-6799

RIN: 0579-AA41

153. PSEUDORABIES

CFR Citation: 9 CFR 85

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Arnold C. Taft, 301 734-4916

RIN: 0579-AA49

154. IMPORTATION OF CERTAIN DRIED PORK PRODUCTS

CFR Citation: 9 CFR 94

Completed:

Reason	Date	FR Cite
Final Action	11/03/94	59 FR 55021
Final Action Effective	12/05/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. John H. Blackwell, 301 734-7834

RIN: 0579-AA50

155. LLAMAS AND ALPACAS

CFR Citation: 9 CFR 92; 9 CFR 94

Completed:

Reason	Date	FR Cite
Final Action	10/17/94	59 FR 52237
Final Action Effective	11/16/94	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. Michael David, 301 734-7511

RIN: 0579-AA62

BILLING CODE 3410-34-F

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Cooperative State Research, Education, and Extension Service (CSREES)

156. HIGHER EDUCATION CHALLENGE GRANTS PROGRAM; ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 3152

CFR Citation: 7 CFR 3405

Legal Deadline: None

Abstract: Regulation will establish the procedures to be followed annually in the solicitation of proposals, the evaluation of such proposals, and the award of project grants under the Higher Education Challenge Grants Program.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	09/00/95	
Final Action Effective	09/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeffery Gilmore, Higher Education Grant Programs Manager, Department of Agriculture, Cooperative State Research, Education, and Extension Service, Rm 3438 South Agriculture Building, 14th Street & Independence Ave. SW., Washington, DC 20250-2200, 202 720-3377

RIN: 0524-AA02

157. 1890 INSTITUTION CAPACITY BUILDING GRANTS PROGRAM; ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 3318

CFR Citation: 7 CFR 3406

Legal Deadline: None

Abstract: Regulation will establish the procedures to be followed annually in the solicitation of proposals, the evaluation of such proposals, and award of project grants under the 1890 Institution Capacity Building Grants Program.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	07/00/95	
Final Action Effective	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeffery Gilmore, Higher Education Grant Programs Manager, Department of Agriculture, Cooperative State Research, Education, and Extension Service, Rm 3438 South

USDA—CSREES

Proposed Rule Stage

Agriculture Building, 14th Street & Independence Ave. SW., Washington DC 20250-2200, **202 720-3377**

RIN: 0524-AA03

158. NATIONAL RESEARCH INITIATIVE COMPETITIVE GRANTS PROGRAM ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 450i(B); 7 USC 450i(c)(1)(A); 7 USC 3333; 7 USC 5921

CFR Citation: None

Legal Deadline: None

Abstract: The Cooperative State Research, Education and Extension Service (CSREES) proposes to amend its regulations relating to the administration of the National Research Initiative Competitive Grants Program that prescribe the procedures to be followed annually in the solicitation of competitive grant proposals, the evaluation of such proposals, and the award of competitive research grants under this program. This action amends those regulations to clarify certain aspects of the program and to add eligibility requirements for the Agricultural Research Enhancement Awards.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Colien Hefferan, Acting Deputy Administrator, Department of Agriculture, Cooperative State Research, Education, and Extension Service, Ag Box 2240, Washington, DC 20250-2240, **202 401-1761**

RIN: 0524-AA07

159. SMALL BUSINESS INNOVATION RESEARCH PROGRAM ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 638

CFR Citation: 7 CFR 3403

Legal Deadline: None

Abstract: We propose to amend the Administrative Provisions of the Small Business Innovation Research (SBIR) Program to incorporate compliance

with the National Environmental Policy Act (NEPA) and changes to conform with the January 1993 issue of the SBIR Policy Directive. These changes include rewording and/or adding additional wording to further explain existing definitions and new requirements as well as the inclusion of new definitions and new requirements including the Documentation of Multiple Phase II awards. We propose to publish the SBIR Administrative Provisions as one document. This would be a practical and economical way to serve the public as well as offer one updated reference document for easy access.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Louise Ebaugh, Acting Director, Awards Management Division, Department of Agriculture, Cooperative State Research, Education, and Extension Service, AG Box 2245, Washington, DC 20250-2245, **202 401-5050**

RIN: 0524-AA08

160. HIGHER EDUCATION MULTICULTURAL SCHOLARS PROGRAM; ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 3152(b)(5); PL 103-111

CFR Citation: 7 CFR 3409

Legal Deadline: None

Abstract: Regulations will establish the procedures to be followed annually in the solicitation of proposals, the evaluation of such proposals and the award of project grants under the Multicultural Scholars Program.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	08/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Jeffrey L. Gilmore, Higher Education Grant Programs Manager, Department of

Agriculture, Cooperative State Research, Education, and Extension Service, Rm 3438 South Agriculture Building, 14th Street & Independence Ave. SW., Washington, DC 20250-2200, **202 720-3377**

RIN: 0524-AA09

161. • BUILDINGS AND FACILITIES PROGRAM ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 3318

CFR Citation: 7 CFR 3410

Legal Deadline: None

Abstract: We propose to establish Administrative Provisions for the Buildings and Facilities Program to institute procedures to be followed in preparing proposals, to outline requirements which grant recipients must meet, to provide instructions on how to apply for a grant, and to provide general information about post-award administration of grants under the program.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Louise Ebaugh, Acting Director, Awards Management Division, Department of Agriculture, Cooperative State Research, Education, and Extension Service, AG Box 2245, Washington, DC 20250-2245, **202 401-5050**

RIN: 0524-AA11

162. • AGRICULTURAL TELECOMMUNICATIONS PROGRAM ADMINISTRATIVE PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 3318

CFR Citation: None

Legal Deadline: None

Abstract: The objective of this proposal is to provide administrative regulations relating to the Cooperative State Research, Education, and Extension Service Agricultural Telecommunications Program.

Timetable: Next Action Undetermined

Small Entities Affected: None

USDA—CSREES

Proposed Rule Stage

Government Levels Affected: None

Agency Contact: Phillip A. Carter, Director, Cooperative Funds Division, Competitive Research Grants and Awards Mgmt., Department of Agriculture, Cooperative State Research, Education, and Extension Service, 2nd Floor Mezzanine, Cotton Annex, Washington, DC 20250-0995, **202 401-4527**

RIN: 0524-AA12

163. PERSONAL PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 483(d)(2)(E)

CFR Citation: None

Legal Deadline: None

Abstract: This regulation will set forth the procedures to be followed by State Cooperative Extension entities eligible to receive Federal excess personal property loaned by the Extension Service and used in the conduct of approved USDA cooperative Extension projects and programs. It will also cover the procedure for acquisition and disposal of personal property purchased with Federal funds.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0527-AA02 prior to the reorganization of USDA.

Agency Contact: Betty Bolt, Property Utilization Specialist, Department of Agriculture, Cooperative State Research, Education, and Extension Service, Ag Box 0993, Cotton Annex, Washington, DC 20250-0993, **202 401-4502**

RIN: 0524-AA14

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Cooperative State Research, Education, and Extension Service (CSREES)

164. ADMINISTRATIVE MANUAL FOR FEDERAL EXCESS PERSONAL PROPERTY LOANED TO STATE COOPERATIVE RESEARCH ACTIVITIES

Priority: Substantive, Nonsignificant

Legal Authority: 40 USC 483 (d)(2)(E)

CFR Citation: 7 CFR 3408

Legal Deadline: None

Abstract: This regulation will set forth the procedures to be followed by Cooperative Research entities eligible to

receive Federal excess personal property loaned by the Cooperative State Research Service and used in the conduct of approved USDA cooperative research projects and programs.

Timetable:

Action	Date	FR Cite
NPRM	10/14/93	58 FR 53153
NPRM Comment Period End	11/15/93	
Interim Final Rule	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0527-AA01 prior to the reorganization of USDA.

Agency Contact: Betty Bolt, Property Utilization Specialist, Department of Agriculture, Cooperative State Research, Education, and Extension Service, 3M00 Cotton Annex Building, Ag Box 0993, Washington, DC 20250-0993, **202 401-4502**

RIN: 0524-AA13

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Cooperative State Research, Education, and Extension Service (CSREES)

165. FOOD AND AGRICULTURAL SCIENCES NATIONAL NEEDS GRADUATE FELLOWSHIPS GRANTS PROGRAM; REVISED ADMINISTRATIVE PROVISIONS

CFR Citation: 7 CFR 3402

Completed:

Reason	Date	FR Cite
Final Action	12/30/94	59 FR 68072
Final Action Effective	12/30/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeffrey L. Gilmore, **202 720-3377**

RIN: 0524-AA10

BILLING CODE 3410-22-F

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Rural Housing and Community Development Service (RHCDs)

166. SECTION 502 RURAL HOUSING LOAN POLICIES, PROCEDURES, AND AUTHORIZATIONS

Priority: Regulatory Plan

Legal Authority: 42 USC 1480; 7 USC 1989; 5 USC 301

CFR Citation: 7 CFR 1944 subpart A; 7 CFR 1910 subpart A; 7 CFR 1965

subpart C; 7 CFR 1951 subpart G; 7 CFR 1944 subpart J; 7 CFR 1924 subpart C; 7 CFR 1930 subpart C; 7 CFR 1941 subpart A; 7 CFR 1944 subpart D; 7 CFR 1944 subpart N; 7 CFR 1951 subpart M; 7 CFR 1951 subpart S; 7 CFR 1955 subpart B

Legal Deadline: None

Abstract: This rule will make major revisions on single family housing loan making regulation including elimination of housing restrictions and new concepts of modest housing, revised method of granting interest credit, use of ratios for determining repayment ability, changes in

USDA—RHCDS

Proposed Rule Stage

application processing and changes in maximum loan limits.

Timetable:

Action	Date	FR Cite
ANPRM	04/28/92	57 FR 17858
ANPRM Comment Period End	05/28/92	57 FR 17858
NPRM	10/00/95	
NPRM Comment Period End	12/00/95	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Undetermined

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AA35

167. CIVIL RIGHTS COMPLIANCE REQUIREMENTS—1940-D

Priority: Other Significant

Legal Authority: PL 100-259; PL 88-352; 42 USC 2000d et seq; PL 90-284; 42 USC 3601 to 3619; PL 100-430; PL 92-318; 20 USC 1681 et seq; PL 93-112; 29 USC 794; PL 94-135; 42 USC 6101 et seq; PL 94-239; 15 USC 1601 et seq; EO 11246

CFR Citation: 7 CFR 15; 12 CFR 202; 28 CFR 42; 45 CFR 90; 41 CFR 60 to 64; 24 CFR 14

Legal Deadline: None

Abstract: Will effectuate a comprehensive civil rights regulation implementing the following laws: The Equal Credit Opportunity Act (ECOA); Title VIII of the Civil Rights Act of 1968, as amended by the Fair Housing Amendments Act of 1988 (The Fair Housing Act); section 504 Federally conducted programs, Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975, and programs and activities; Amendments of 1972; the Age Discrimination Act of 1975; and Executive Order 11246. The revised regulations will provide detailed guidelines for field offices for improved enforcement and compliance with these laws which heavily impact the Agency's programs. Mechanisms for monitoring compliance by field offices and recipients of financial assistance at all levels will decrease the Agency's

vulnerability due to noncompliance with recently enacted Civil Rights legislation. Also includes section 504 of the Rehabilitation Act of 1973.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AA83

168. HOUSING FOR RURAL HOMELESS AND MIGRANT FARMWORKERS; POLICIES, PROCEDURES, AND AUTHORIZATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1486

CFR Citation: 7 CFR 1944 subpart H (New)

Legal Deadline: Final, Statutory, March 28, 1991.

Abstract: This regulation provides for the eligibility of the rural homeless and migrant farmworkers under Section 516 Farm Labor Housing Program. Regulations are being drafted to implement this provision of the law which will provide short term occupancy housing for these individuals.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Additional Information: Regulation clearance is delayed pending legislative revisions.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AB14

169. MANAGEMENT OF HAZARDOUS SUBSTANCES

Priority: Other Significant

Legal Authority: PL 96-510; PL 94-580; PL 94-469; PL 92-500

CFR Citation: 40 CFR 300; 40 CFR 260; 40 CFR 700; 40 CFR 400

Legal Deadline: None

Abstract: There are a number of Federal environmental statutes which govern the management of hazardous substances, materials and wastes. At the present time, Rural Housing and Community Development Service (RHCDS), Rural Business and Community Development Service (RBCDS), Rural Utilities Service (RUS), and Consolidated Farm Service Agency (CFSA) do not have implementing regulations for these Federal statutes. The development of implementation procedures for managing hazardous substances is necessary to insure consistency in compliance with Federal, as well as State, environmental statutes, and to develop appropriate "due diligence" policies to minimize the Agency's liability with regard to environmental cleanups of hazardous waste in loan processing/servicing and property management activities. RHCDS, RBCDS, RUS, and CFSA have approximately 3,500 inventory properties. RHCDS, RBCDS, RUS, and CFSA cannot be certain how many of these inventory properties will require hazardous waste cleanup prior to sale.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348

USDA—RHCDS

Proposed Rule Stage

South Building, Washington, DC 20250,
202 720-9744

RIN: 0575-AB18

170. HOUSING PRESERVATION GRANTS FOR REPLACEMENT OF HOUSING

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1490m

CFR Citation: 7 CFR 1944 subpart N

Legal Deadline: None

Abstract: The Housing Preservation Grant program will be expanded to include Housing Preservation Grant funds to be used for replacement housing. Funds will be used to provide loans or grants, not to exceed \$15,000 per unit, to owners of single family housing to replace existing housing if repairs or rehabilitation of the housing is not practicable and the owner of the housing is unable to afford a loan under Section 502 for replacement housing.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment	00/00/00	
Period End		

Small Entities Affected: Organizations

Government Levels Affected: Local

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB43

171. COMMUNITY PROGRAMS GUARANTEED LOANS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980 subpart I

Legal Deadline: None

Abstract: To amend subject regulation which will provide more comprehensive guidance to applicants, lenders, and agency staff regarding financial assistance for essential guaranteed community facilities loans.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	02/00/96	
Period End		

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB48

172. IMPLEMENTATION PROCEDURES FOR HIGHLY ERODIBLE LAND AND WETLANDS CONSERVATION PROVISIONS OF THE FOOD SECURITY ACT

Priority: Other Significant

Legal Authority: PL 101-624; PL 99-198

CFR Citation: 7 CFR 1940

Legal Deadline: None

Abstract: Subtitle B and subtitle C of title XII of the Food Security Act of 1985, Public Law 99-198, established requirements for the conservation of Wetlands and Highly Erodible Lands. These requirements were subsequently amended by the Food Agriculture Conservation and Trade Act of 1990, Public Law 101-624. The amendments, among other changes, would allow in some cases for graduated payment reductions rather than a complete loss of USDA program benefits to producers who contribute to excess soil erosion or wetlands conversion. Rural Housing and Community Development Service, Rural Business and Community Development Service, Rural Utilities Service and Consolidate Farm Service Agency proposes to revise existing regulations to reflect the amendments required by Public Law 101-624. In addition, the regulation will be reorganized and supplemented to improve understanding and ease of implementation.

Timetable:

Action	Date	FR Cite
NPRM Comment	12/00/95	
Period End		
Interim Final Rule	02/00/96	
Final Action	04/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB58

173. PLANNING AND PERFORMING CONSTRUCTION AND OTHER DEVELOPMENT AND RELATED CONSTRUCTION SEISMIC SAFETY

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7701 et seq; PL 95-124; EO 12699

CFR Citation: 7 CFR 1924 subpart A; 7 CFR 1942 subpart A; 7 CFR 1942 subpart C; 7 CFR 1948 subpart C; 7 CFR 1980 subpart E; 7 CFR 1980 subpart G; 7 CFR 1944

Legal Deadline: Final, Statutory, September 15, 1994. Other, Statutory, February 28, 1995. Executive Order 12699 requires agencies to plan and initiate by February 1, 1993, measures to assure appropriate consideration of Seismic Safety.

Abstract: The Earthquake Hazards Reduction Act of 1977 (PL 95-124, 42 USC 7701 et seq) was passed to reduce the risk of personal injury and property damage from earthquakes through the establishment and maintenance of an effective earthquake hazards reduction program. Executive Order 12699 (EO) "Seismic Safety of Federal and Federally Assisted or Regulated New Building construction" requires all Federal agencies to ensure that new federally assisted buildings are designed and constructed in accord with appropriate seismic design and construction standards. Each agency is responsible for issuing or amending its regulations or procedures, planning for implementation through its own budget process, and regularly reviewing its regulations and procedures. The impact on National economic growth is considered to be negligible. For the typical Rural Housing and Community Development Service, Rural Business and Community Development Service, Rural Utilities Service, and Consolidate Farm Service Agency funded new building the additional cost associated with this requirement (1 to 2 percent of the total construction cost) is

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expected to be well worth the benefits gained.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment	08/00/95	
Period End		

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB59

174. ENVIRONMENTAL PROGRAM

Priority: Other Significant

Legal Authority: PL 91-190

CFR Citation: 7 CFR 1940

Legal Deadline: None

Abstract: Section 1940.311 of FmHA Instruction 1940-G, Environmental Program, describes certain utility systems which meet the criteria for environmental review using the format for a Class I environmental assessment. There has been some confusion as to what constitutes a "substantial increase" in withdrawal or discharge, and there has also been some confusion as to what criteria should be used when calculating a 50,000 gallon per day withdrawal from surface or groundwater. It is expected that the effect of this action will be to eliminate this unnecessary confusion, and reduce documentation and paperwork on the part of Rural Housing and Community Development Service, Rural Business and Community Development Service, Rural Utilities Service, and Consolidated Farm Service Agency employees in the preparation and review of Class I environmental assessments based on these sections.

Timetable:

Action	Date	FR Cite
NPRM	03/15/95	60 FR 13928
NPRM Comment	05/15/95	60 FR 13928
Period End		

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: On March 15, 1995, the NPRM for RIN 0575-AB64

was published at 60 FR 13928 with incorrect RIN 0575-AB66.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB64

175. RURAL HOUSING VOUCHER PROGRAM

Priority: Other Significant

Legal Authority: 42 USC 1490r

CFR Citation: 7 CFR 1944 subpart O

Legal Deadline: None

Abstract: This regulation will implement a rural housing voucher program in accordance with section 542 of the Housing Act of 1949. The Agency proposes to provide funds to grantees to assist very low-income persons and families to afford rental housing in rural areas and by assisting such families to pay rent for decent, safe, and sanitary housing. Grantees will be selected on a competitive basis and funded for a 5-year period. Assistance will include and administrative fee for the grantee and cover the difference in tenants' rent between Agency determined market rent and 30 percent of the family's adjusted income. Priority and fund distribution will consider subsidy needs of currently build and operating rural rental housing financed under section 515.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment	00/00/00	
Period End		

Small Entities Affected: Organizations

Government Levels Affected: Local, Tribal

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB79

176. DEBT SETTLEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301; 31 USC 3711

CFR Citation: 7 CFR 1956 subpart B

Legal Deadline: None

Abstract: The regulation is being revised to emphasize effective debt collection through administrative offsets, pursuing judgments, and making borrowers more accountable for the debt.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment	00/00/00	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB80

177. • LENDER REPURCHASES OF GUARANTEED LOANS FROM CFSA

Priority: Other Significant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980 subpart B

Legal Deadline: None

Abstract: Lenders participating in the Guaranteed Loan Program have been unable to purchase the guaranteed portion of loans back from Consolidated Farmers Service Agency (CFSA) with the guarantee remaining in place, once CFSA repurchases the loan from a holder. Lenders request to purchase these loans back, when borrowers pay the loan current or loan restructuring occurs. Recently, Department of Treasury has approved CFSA's request to allow lenders to purchase these loans back from CFSA on a recourse basis. This would allow the lender to keep the guarantee, save the Government the cost associated with holding the loan and allow the operators to continue with their farming/ranching operation. Current regulations require the lender to reimburse CFSA within 180 days of

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CFSA's repurchase; lenders normally accomplish this through the liquidation of the loan.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis & Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB92

178. • RURAL RENTAL AND RURAL COOPERATIVE HOUSING LOAN POLICIES, PROCEDURES, AND AUTHORIZATIONS - POINT SCORE SYSTEM TO PRIORITIZE RURAL RENTAL HOUSING LOANS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1489

CFR Citation: 7 CFR 1944 subpart E

Legal Deadline: None

Abstract: This Regulatory action revises the point system used to prioritize rural rental housing loan requests by reducing the number of points for proposals located 20 or more miles from an urban area, by awarding points for communities with a need for rental units for larger families, by awarding points for proposals that leverage funds with State or local funds, and by revising the preapplication and market analysis

requirements to require less detailed information at the preliminary eligibility and feasibility stage.

Timetable:

Action	Date	FR Cite
NPRM	05/01/95	
NPRM Comment Period End	07/01/95	
Final Action	09/01/95	
Final Action Effective	10/01/95	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB93

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Rural Housing and Community Development Service (RHCDs)

179. RECAPTURE OF SECTION 502, RURAL HOUSING SUBSIDY

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1951 subpart I

Legal Deadline: None

Abstract: The Rural Housing and Community Development Services proposes to revise the regulation for the recapture of subsidy granted on Section 502 rural housing loans. This action will simplify and automate the calculation process in conjunction with the purchase of a modern commercial off-the-shelf loan servicing system with escrow capability.

Timetable:

Action	Date	FR Cite
NPRM	10/25/90	55 FR 42987
NPRM Comment Period End	12/24/90	55 FR 42987
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348

South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AA29

180. DENYING CREDIT TO APPLICANTS DELINQUENT ON ANY FEDERAL DEBT

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1823; 7 CFR 1910 subpart A; 7 CFR 1941 subpart A; 7 CFR 1942 subpart A; 7 CFR 1942 subpart C; 7 CFR 1942 subpart G; 7 CFR 1942 subpart H; 7 CFR 1942 subpart I; 7 CFR 1942 subpart J; 7 CFR 1942 subpart K; 7 CFR 1943 subpart A; 7 CFR 1943 subpart B; 7 CFR 1944 subpart A; 7 CFR 1945 subpart D; 7 CFR 1980 subpart B

Legal Deadline: None

Abstract: OMB Circular A-129 dated November 25, 1988, recommends that the processing of applications for Federal direct loans be suspended and require private lenders to suspend processing of loan guarantee applications when an applicant is found to be delinquent on a Federal debt. The Federal Debt Collections Procedures Act of 1990 also requires that credit be denied if an outstanding

judgment lien obtained by the United States in a Federal Court (other than the United States Tax Court), which has been recorded, is found.

Timetable:

Action	Date	FR Cite
NPRM	05/04/94	59 FR 23018
NPRM Comment Period End	07/05/94	59 FR 23018
Final Action	11/00/95	

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Additional Information: Item 7 (Cont.) 1944-D, E, and J; 1948-B and C; 1951-E; 1980-E, G, and I

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AA66

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Final Rule Stage

181. SECTION 502 RURAL HOUSING LOAN POLICIES, PROCEDURES, AND AUTHORIZATIONS (DEFERRED MORTGAGE PROGRAM)**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1944 subpart A; 7 CFR 1951 subpart G**Legal Deadline:** None

Abstract: This regulation is being amended to include a mortgage payment deferral program to enable the Agency to assist a greater number of very low-income families. The Program is intended to provide additional assistance to those families who cannot afford the costs of homeownership with full interest credit benefits.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/23/91	56 FR 41764
Final Action	02/17/95	
Final Action Effective	03/19/95	
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** None**Additional Information:** The effective date of the law is April 1, 1991.

Agency Contact: Chris Goettlmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AA87**182. PLANNING AND PERFORMING SITE DEVELOPMENT WORK****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1989; 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1924 subpart C**Legal Deadline:** None

Abstract: Under HR 5334, the Secretary is authorized to accept locally approved subdivisions. This regulation will be amended to no longer require approval of individual subdivisions before Rural Housing and Community Development Service (RHCDS) loans are approved within the subdivision. Instead, there will be individual site approval requirements. The cost of implementing the changes would include procedure development, training, and

development of forms. The benefits would be that RHCDS site requirements would be consistent with Housing and Urban Development and Veterans Administration.

Timetable:

Action	Date	FR Cite
NPRM	08/19/94	59 FR 42778
NPRM Comment Period End	10/18/94	
Final Action	06/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** None

Agency Contact: Chris Goettlmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AA88**183. RURAL HOUSING GUARANTEED LOANS****Priority:** Other Significant**Legal Authority:** 7 USC 1989; 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1980 subpart D; 7 CFR 2.23; 7 CFR 2.70**Legal Deadline:** None

Abstract: Improve the acceptability of the program to lenders and the secondary market for mortgage loans to remove internal administrative procedures, and make minor corrections.

Timetable:

Action	Date	FR Cite
ANPRM	04/28/92	57 FR 17858
ANPRM Comment Period End	05/28/92	57 FR 17858
NPRM	09/03/93	58 FR 46889
NPRM Comment Period End	11/02/93	58 FR 46889
Final Action	06/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Chris Goettlmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AB15**184. SECTION 502 RURAL HOUSING LOAN POLICIES, PROCEDURES, AND AUTHORIZATIONS (INTEREST CREDIT/EARNED INCOME)****Priority:** Other Significant**Legal Authority:** PL 101-508; PL 101-201; 25 USC 1480; 42 USC 1437; EO 12744**CFR Citation:** 7 CFR 1944 subpart A**Legal Deadline:** None

Abstract: The definition of income is being revised pursuant to the Omnibus Budget Reconciliation Act of 1990. The regulations are being revised to clarify that the interest of individual Indians in trust on restricted land shall not be considered a resource in determining eligibility. Changes are being made to exclude from the Agent Orange settlement fund or any other fund established pursuant to the settlement in Agent Orange liability litigation. Based on a Supreme Court decision, Rural Housing and Community Development Service is deleting the public posting that require county supervisors to post on the bulletin board after each selection period a list of those applications selected and notified of the processing of their applications. The county supervisors are also required to review the Single Family Housing applicants audited or most recent Federal tax return. Removes existing restrictions on U.S. Military personnel and income exclusion for Nazi victims. The interest credit regulation is being revised to remove previous discrepancies.

Timetable:

Action	Date	FR Cite
NPRM	01/06/93	58 FR 507
NPRM Comment Period End	03/05/93	58 FR 507
Interim Final Rule	06/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: None**Government Levels Affected:** None**Public Compliance Cost:** Initial Cost: \$38,197; Yearly Recurring Cost: \$38,197

Agency Contact: Chris Goettlmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AB16

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Final Rule Stage

185. DISPOSITION OF INTERESTS IN INDIAN TRUST LAND**Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1989; 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1955; 7 CFR 1965**Legal Deadline:** None

Abstract: Incorporate requirements of the Cranston-Gonzalez National Affordable Housing Act, Section 708. This law prohibits the transfer or sale of Rural Housing and Community Development Service security interest in Indian Trust Land to anyone except an eligible tribal member, the tribe, or the Indian Housing Authority serving the tribes. These requirements will enhance the opportunity of these specific entities to become homeowners, thereby serving a previously underserved area.

Timetable:

Action	Date	FR Cite
NPRM	10/19/93	58 FR 53891
NPRM Comment Period End	12/17/93	58 FR 53891
Final Action	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB17**186. 1927-B REAL ESTATE TITLE CLEARANCE AND LOAN CLOSING****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1927 subpart B; 7 CFR 2.23; 7 CFR 2.70**Legal Deadline:** None

Abstract: Attorney and title companies close Rural Housing and Community Development Service (RHCDS) and Consolidated Farm Service Agency (CFSA) loans, provide title clearances, and disburse RHCDS/CFSA loan funds. In order to protect the security of the Government in the execution of these functions, RHCDS/CFSA requires them to have in full force and effect,

an acceptable liability insurance policy for errors and omissions, deductible and appropriate level of fidelity coverage in the amount prescribed by RHCDS/CFSA. If the attorney or the title company wishes to close RHCDS/CFSA loans and has a larger deductible or lower insurance liability coverage, the State Director has to obtain authorization or exception from the National Office. The process is cumbersome and requires a great amount of paperwork and time. The use of Title Insurance is encouraged to be required by State Directors. This would eliminate the need for liability insurance bond coverage, and provide better protection for the government.

Timetable:

Action	Date	FR Cite
NPRM	05/11/94	59 FR 24362
NPRM Comment Period End	07/11/94	59 FR 24362
Final Action	06/01/95	
Final Action Effective	07/01/95	

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined

Public Compliance Cost: Initial Cost: \$0; Yearly Recurring Cost: \$0; Base Year for Dollar Estimates: 1995

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB52**187. OFFSETS OF FEDERAL PAYMENTS TO FMHA BORROWERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1989; 42 USC 1480; 5 USC 301**CFR Citation:** 7 CFR 1951 subpart C; 7 CFR 2.23; 7 CFR 2.70**Legal Deadline:** None

Abstract: The Rural Housing and Community Development Service, Rural Business and Community Development Service, Rural Utilities Service, and Consolidated Farm Service Agency propose to amend their

regulations on offsets of Federal payments to borrowers by removing repetitious directions and ambiguous guidance used by field offices to determine salary offset feasibility. The intended effect of this action is to add further guidance on salary offset eligibility criteria and to clarify the language of the regulations. The additional guidance provided by these proposed revisions will help to increase delinquent debt collection. If no revisions are made, it could result in reduced collections using administrative, salary and IRS offset.

Timetable:

Action	Date	FR Cite
NPRM	05/02/94	59 FR 22548
NPRM Comment Period End	06/01/94	59 FR 22548
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: Federal

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0575-AB55**188. SECTION 515 NONPROFIT SET-ASIDE FUNDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 1485; 7 USC 1989; 5 USC 301; PL 102-550, Sec 708**CFR Citation:** 7 CFR 1940 subpart L; 7 CFR 2.23; 7 CFR 2.70**Legal Deadline:** None

Abstract: The regulation change will be in compliance with provisions of the Housing and Community Development Act allowing limited partnerships with a nonprofit general partner to participate in set-aside; modify applicant eligibility requirements for nonprofit set-aside; and modify provisions regarding available funds and pooling of unused funds.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/21/93	58 FR 38949
Final Action Effective	00/00/00	

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Final Rule Stage

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AB60

189. SECURITY SERVICING FOR MULTIPLE-FAMILY HOUSING LOANS

Priority: Other Significant

Legal Authority: 7 USC 1980; 41 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1965 subpart B

Legal Deadline: None

Abstract: Section 1965.85 of FmHA Instruction 1965-B requires that each delinquent Multiple Family Housing account be classified on a delinquency report in addition to the preparation of a detailed servicing plan. Since the plan also includes the reason for the delinquency and the plans for resolving the problem, the classification is a duplication of work. We propose to eliminate the classifying of the account with this revision. The only alternative would be to continue classifying delinquent accounts. The deletion of this requirement would result in

reduced burden for District Offices and State Offices. Exhibit A to the Instruction is being revised to clarify completion instructions and to provide uniformity required by the Internal Revenue Service.

Timetable:

Action	Date	FR Cite
NPRM	09/04/90	55 FR 35907
NPRM Comment Period End	11/03/90	55 FR 35907
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: Organizations

Government Levels Affected: Federal

Public Compliance Cost: Initial Cost: \$89,975; Yearly Recurring Cost: \$89,975; Base Year for Dollar Estimates: 1997

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AB73

190. COMMUNITY FACILITY LOANS: INTERNAL REVENUE SERVICE TAXPAYERS IDENTIFICATION NUMBER

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 16 USC 1005; 5 USC 301

CFR Citation: 7 CFR 1942; 7 CFR 1948; 7 CFR 1951; 7 CFR 1980

Legal Deadline: None

Abstract: To amend subject regulations to comply with OMB Circular A-129 and simplify procedures for the Agency's field staff. Specifically, the changes will implement the requirement to use the Internal Revenue Service Taxpayers Identification number in the borrower's case number and will provide mechanism for documentation of contacts with lenders. Additionally, some sections have been modified to provide clarification of the rules.

Timetable:

Action	Date	FR Cite
NPRM	06/15/94	59 FR 30717
NPRM Comment Period End	06/15/94	59 FR 30717
Final Action	05/20/95	
Final Action Effective	07/20/95	

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: Local, Tribal

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0575-AB77

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Rural Housing and Community Development Service (RHCDs)

191. LIQUIDATION, MANAGEMENT, AND DISPOSITION OF REAL PROPERTY WITH SECURED SINGLE FAMILY HOUSING (SFH) LOANS

CFR Citation: 7 CFR 1955

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, **202 720-9744**

RIN: 0575-AA03

192. SERVICING CASES WHERE UNAUTHORIZED LOAN OR OTHER FINANCIAL ASSISTANCE WAS RECEIVED—MULTIPLE FAMILY HOUSING

CFR Citation: 7 CFR 1951 subpart N

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, **202 720-9744**

RIN: 0575-AA69

193. ADVERSE DECISIONS AND ADMINISTRATIVE APPEALS; FMHA INSTRUCTION 1900-B

CFR Citation: 7 CFR 1900 subpart B

Completed:

Reason	Date	FR Cite
Withdrawn - Transferred to Secretary level per National Appeal Div.	01/11/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, **202 720-9744**

RIN: 0575-AA70

USDA—RHCDs

Completed/Longterm Actions

194. FARM LABOR HOUSING LOAN AND GRANT POLICIES, PROCEDURES, AND AUTHORIZATIONS

CFR Citation: 7 CFR 1944 subpart D

Completed:

Reason	Date	FR Cite
Final Action	01/20/95	60 FR 4069
Final Action Effective	02/21/95	60 FR 4069
Small Entities Affected: None		

Government Levels Affected: None**Agency Contact:** Chris Goettelmann, 202 720-9744**RIN:** 0575-AB47**BILLING CODE** 3410-07-F**DEPARTMENT OF AGRICULTURE (USDA)****Prerule Stage****Federal Crop Insurance Corporation (FCIC)****195. COMMON CROP INSURANCE REGULATIONS; HYBRID CORN SEED CROP INSURANCE PROVISIONS****Priority:** Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 457.108**Legal Deadline:** None

Abstract: This regulation proposes to remove the Hybrid Corn Seed Endorsement from part 401 and add it to part 457 Common Crop Insurance Regulations. The new Endorsement under part 457 will contain late and prevented planting provisions.

Timetable: Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, 202 254-8314

RIN: 0563-AA78

Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, 202 254-8314

RIN: 0563-AA84**197. COMMON CROP INSURANCE REGULATIONS; ONION CROP INSURANCE PROVISIONS****Priority:** Routine and Frequent**Legal Authority:** 7 USC 1506 et seq**CFR Citation:** 7 CFR 457**Legal Deadline:** None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure onions. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as make other minor policy changes to better meet the needs of the insured. The previous onion crop insurance policy was located at 401.126 General Crop Insurance Provisions. This rule proposes that the onion policy fall under the Common Crop Insurance regulations located in part 457.

Timetable: Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, 202 254-8314

RIN: 0563-AA87**198. COMMON CROP INSURANCE REGULATIONS; POTATO CROP INSURANCE PROVISIONS****Priority:** Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 457**Legal Deadline:** None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure potatoes. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as make minor policy changes to better meet the needs of the insured. This rule proposes to remove the potato policy which is currently a "stand-alone" policy located in part 422 and move it under part 457 Common Crop Insurance Provisions. The rule also proposes separate provisions for Northern and Central-Southern potatoes.

Timetable: Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, 202 254-8314

RIN: 0563-AA89**199. COMMON CROP INSURANCE REGULATIONS; POPCORN CROP INSURANCE PROVISIONS****Priority:** Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 457**Legal Deadline:** None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure popcorn. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented

196. COMMON CROP INSURANCE REGULATIONS; TOBACCO (QUOTA PLAN) AND TOBACCO (GUARANTEED PLAN) CROP INSURANCE PROVISIONS**Priority:** Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 457.118**Legal Deadline:** None

Abstract: This regulation proposes to remove the Tobacco Endorsements from part 401-General Crop Insurance Regulations and add them to part 457-Common Crop Insurance Regulations. The Tobacco Endorsements under part 457 will contain late and prevented planting provisions.

Timetable: Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of

USDA—FCIC

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planting as well as to make other minor policy changes to better meet the needs of the insured. This rule proposes to remove the popcorn policy which is currently a “stand-alone” policy located at part 447 under the Common Crop Insurance Regulations located at part 457.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AA91

200. COMMON CROP INSURANCE REGULATIONS; DRY PEA CROP INSURANCE PROVISIONS

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure dry peas. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as to make other minor policy changes to better meet the needs of the insured. This rule proposes to remove the dry pea policy which currently is a “stand-alone” policy located in part 416 under the Common Crop Insurance Regulations located at part 457.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AA92

201. COMMON CROP INSURANCE REGULATIONS; SUGARBEET CROP INSURANCE PROVISIONS

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure sugarbeets. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as make other minor policy changes to better meet the needs of the insured. This rule proposes to remove the Sugarbeet policy which currently is a “stand-alone” policy located in part 430 under the Common Crop Insurance Regulations located at part 457.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AA93

202. COMMON CROP INSURANCE REGULATIONS; CANNING AND PROCESSING TOMATO CROP INSURANCE PROVISIONS

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure canning and processing tomatoes. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as make other minor policy changes to better meet the needs of the insured. This rule proposes to remove the Canning and Processing tomato policy which currently is a “stand-alone” policy located at part 438 under the Common Crop Insurance Regulations at part 457.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AA94

203. COMMON CROP INSURANCE REGULATIONS; FRESH TOMATO CROP INSURANCE PROVISIONS

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure fresh tomatoes. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as make other minor policy changes to better meet the needs of the insured. This rule proposes to remove the fresh tomato policy which currently is a “stand-alone” policy located at part 444 under the Common Crop Insurance Regulations located at part 457.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AA95

204. GENERAL ADMINISTRATIVE REGULATIONS; HIGH RISK LAND REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 400

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation adds new regulations to be known as High Risk Land Regulations. The intended effect of this rule is to set forth rates apart from those prescribed by standard actuarial tables and coverage procedures for acreage on

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which actual or expected frequency and severity of loss does not reasonably conform to standard insurance coverage and rating determination methods.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AA98

205. GENERAL ADMINISTRATIVE REGULATIONS; SUBPART D; APPLICATION FOR CROP INSURANCE

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 400, subpart D

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation amends the General Administrative Regulations by revising the "Collection of Information and Data (Privacy Act)" statement found on the general crop insurance application. The proposed amendments to the statement include defining "substantial beneficial interest" as those persons whose interest in the policyholder is in excess of 10 percent. Other minor changes have been made to more fully comply with provisions of the Privacy Act.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB00

206. GENERAL ADMINISTRATIVE REGULATIONS; SUBPART Z; INELIGIBLE FILE - CROP INSURANCE INELIGIBILITY

Priority: Other Significant

Legal Authority: 44 USC 3501 et seq; 7 USC 1501 et seq

CFR Citation: 7 CFR 400

Legal Deadline: None

Abstract: This rule proposes to establish a new subpart that describes

the Corporation's intention to compile a list of those persons who have been found ineligible for participation in the Federal Crop Insurance Program because of various violations committed when either insured or reinsured by FCIC. Violations include nonpayment of premium, delinquent debt owed to FCIC, fraud misrepresentation, FCIC debarment or suspension, ineligibility determinations resulting from formal or informal administrative proceedings or from court rulings, or those arising from settlement agreements, as well as other violations of program regulations. Violations may also be declared because of violations of the conservation compliance or controlled substance provisions of the Food Security Act of 1985, as amended by the Food, Agriculture, Conservation and Trade Act of 1990. The rule also proposes to preclude a person from receiving any benefits for the applicable crop year if it is determined that a person has knowingly adopted a scheme to obtain a catastrophic or noninsured benefit under the Federal Crop Insurance Reform Act of 1994 to which the person was not entitled.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB01

207. COMMON CROP INSURANCE REGULATIONS; DRY BEAN CROP INSURANCE PROVISIONS

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 457.112

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure dry beans. The provisions will be used in conjunction with the Common Crop Insurance Policy which contains standard terms and conditions common to most crops. The intended effect of this action is to provide automatic coverage for late and prevented planting as well as make other minor policy changes to better meet the needs

of the insured. This rule proposes to remove the dry bean policy which currently is a "stand-alone" policy located at part 433 under the Common Crop Insurance Regulations located at part 457.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB02

208. COMMON CROP INSURANCE REGULATIONS; VARIOUS CROP INSURANCE PROVISIONS

Priority: Routine and Frequent

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation hereby proposes regulations for provisions to insure rice. The provisions will be used in conjunction with the Common Crop Figs, Almonds, Raisins, Forage Production, Hybrid Sorghum Seed, Pears, Apples, Canning and Processing Sweet Corn, Canola, Dollar Plan Fresh Market Tomatoes, Fresh Market Sweet Corn, Nursery, Fresh Peaches, and Peppers Insurance Policy which contains standard terms and conditions common to most crops. This rule proposes to remove the rice policy currently located at part 401.120, the fig policy located at part 401.125, the almond policy located at part 459, the raisin policy located at part 401.142, forage production policy at part 415, hybrid sorghum seed policy at part 405, canning and processing sweet corn policy at part 437, and provisions for canola, remove the Dollar Plan Fresh Market tomato policy located at part 401.139, the fresh market sweet corn policy at part 401.138, the Nursery policy, which currently is a "stand-alone" policy, the fresh peach policy which stands alone at part 403, and the pepper policy which currently stands alone at part 445, and move them all under part 457 Common Crop Insurance Regulations. Each policy will be assigned a separate section.

Timetable: Next Action Undetermined

Small Entities Affected: None

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Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB03

**209. GENERAL ADMINISTRATIVE
REGULATIONS; NONSTANDARD
CLASSIFICATION SYSTEM; SUBPART
O**

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 400, subpart O

Legal Deadline: None

Abstract: This regulation amends the above subpart by correcting an error in a definition, expanding the definition of "base period" to account for certain exceptions with citrus and sugarcane farming practices, and making other minor changes to the provisions.

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB05

**210. PROVISIONS; PART 459 GROUP
RISK PLAN CROP INSURANCE**

Priority: Other Significant

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 459

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation (FCIC) hereby proposes to issue provisions which will outline a new risk management tool to be known as the Group Risk Plan of Insurance (GRP). This plan will insure against the widespread loss of production of certain crops in a county and is intended primarily for use by those farmers whose yields tend to follow the county average yield. GRP pays only when the average yield of the entire county drops below the expected county yield for the insured crop set by the FCIC. Payment is based on the percentage of county or area wide loss below the insured's trigger yield.

Specific GRP Crop Insurance Provisions will be proposed for cotton, wheat, barley, corn grain sorghum, soybeans, forage production, and peanuts.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB06

**211. GENERAL ADMINISTRATIVE
REGULATIONS; REGULATIONS FOR
INSURANCE COVERAGE BY WRITTEN
AGREEMENT**

Priority: Other Significant

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 400, subpart S

Legal Deadline: None

Abstract: The Federal Crop Insurance Corporation (FCIC) hereby proposes regulations to allow insurance coverage by written agreement for crops in counties which have no actuarial table. Currently, FCIC provides insurance by written agreement for only program crops. By providing insurance by written agreement, FCIC will provide a risk management tool to a broader base of producers.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB07

**212. • GENERAL ADMINISTRATIVE
REGULATIONS; SUBPART K; DEBT
MANAGEMENT**

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 400

Legal Deadline: None

Abstract: FCIC proposes to amend its General Administrative Regulations by revising subpart K, which has to do with debt collection. FCIC proposes to redefine its definition of a hearing

officer and clarify that debt collection matters involving salary offset shall be heard at the National Appeals Division or by the Administrative Law Judge at the Department level. In addition, FCIC proposes to correct the inaccurate section citations presently contained within this regulation.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB14

**213. • GENERAL ADMINISTRATIVE
REGULATIONS; SUBPART V;
SUPPLEMENTAL AND ALTERNATIVE
CROP INSURANCE POLICY
APPROVAL PROCESS**

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 400, subpart V

Legal Deadline: None

Abstract: This rule proposes to add a new subpart to the General Administrative Regulations which will provide guidelines for FCIC approval of supplemental and alternative crop insurance policies and policy provisions developed by FCIC approved insurance providers.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB15

**214. • GENERAL ADMINISTRATIVE
REGULATIONS; SUBPART J; APPEAL
PROCEDURE REGULATIONS**

Priority: Routine and Frequent

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 400, subpart J

Legal Deadline: None

Abstract: This proposed rule will amend FCIC appeal procedures by outlining provisions that producers

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must follow when appealing decisions which deny them program benefits or eligibility.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB17

215. • COMMON CROP INSURANCE REGULATIONS; VARIOUS CROP INSURANCE POLICIES; COVERAGE IN TERMS OF DOLLARS PER ACRE

Priority: Other Significant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: This rule proposes to offer catastrophic risk and additional insurance coverage in terms of dollars per acre instead of coverage based upon yields and price elections.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB18

216. • GENERAL ADMINISTRATIVE REGULATIONS; SUBPART N; DISASTER ASSISTANCE ACT OF 1988

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 400, subpart N

Legal Deadline: None

Abstract: This rule proposes to revise subpart N of the General Administrative Regulations by repealing obsolete disaster guidelines and requiring the mandatory purchase of catastrophic crop insurance for program crops as a prerequisite for obtaining benefits under any commodity price subpart, production adjustment, or conservation program administered by USDA, or any farmer

loan program, whether these programs are administered by FCIC or CFSA.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB20

217. • GENERAL ADMINISTRATIVE REGULATIONS; FEDERAL JURISDICTION AND STATUTE OF LIMITATION FOR SUITS BASED UPON DENIAL OF CLAIMS FOR INDEMNITY

Priority: Routine and Frequent

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 400

Legal Deadline: None

Abstract: This rule proposes to revise FCIC's General Administrative Regulations, amending the supplementary information section of all FCIC rules by requiring that suits against the Corporation, CFSA, or the private insurance provider, due to denial of claims for indemnity, must be brought in Federal District Court. This rule proposes that suit must be brought within one year after the date on which the written notice of denial was sent to the claimant.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB21

218. • GENERAL ADMINISTRATIVE REGULATIONS; ACTUAL PRODUCTION HISTORY COVERAGE PROGRAM; TRANSITIONAL YIELDS FOR PRODUCERS OF FEED OR FORAGE

Priority: Other Significant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 400

Legal Deadline: None

Abstract: This rule proposes to provide a two-year authority for the Corporation to offer a transitional yield of 80 percent for producers of feed or forage for on-farm use in a livestock, dairy, or poultry operation. This transitional yield rate shall be available to the producer for the first year of the production history subsequent to the enactment of the Federal Crop Act. Thereafter, the actual production history and assigned yield provisions of the Act shall apply.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB23

219. • COMMON CROP INSURANCE REGULATIONS; SMALL GRAINS, COTTON, ELS COTTON, AND COARSE GRAINS CROP PROVISIONS

Priority: Other Significant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 457.101; 7 CFR 457.103 to 457.105; 7 CFR 457.113

Legal Deadline: None

Abstract: This regulation proposes to amend the provisions to insure small grains. These provisions will be used in conjunction with the common crop insurance policy which contains standard terms and conditions common to most crops. The intended effect of this action is to establish eligible prevented planting acres and base proration of acres on a farm serial number basis. This rule also proposes to allow the malting barley producer to select the contract price as the price election under certain conditions.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L Street NW., Washington, DC 20037, **202 254-8314**

RIN: 0563-AB24

DEPARTMENT OF AGRICULTURE (USDA)
Federal Crop Insurance Corporation (FCIC)
Proposed Rule Stage
**220. SUGARCANE ENDORSEMENT
FOR PART 457, COMMON CROP
INSURANCE REGULATIONS**
Priority: Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 457.116**Legal Deadline:** None

Abstract: This regulation proposes to remove the Sugarcane Endorsement from part 401 - General Crop Insurance Regulations and add it to part 457 - Common Crop Insurance Regulations. The Sugarcane Endorsement under part 457 will contain late and prevented planting provisions.

Timetable:

Action	Date	FR Cite
NPRM	02/21/95	60 FR 9629
NPRM Comment Period End	05/23/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AA79

**221. COMMON CROP INSURANCE
REGULATIONS; PEANUT CROP
INSURANCE PROVISIONS**
Priority: Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 457**Legal Deadline:** None

Abstract: This regulation proposes to remove the Peanut Endorsements from part 425 as a "stand-alone" policy and

from 401.141 General Crop Insurance Provisions, and add it to part 457-Common Crop Insurance Regulations. The Peanut Endorsement under part 457 will contain late and prevented planting provisions.

Timetable: Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AA85

DEPARTMENT OF AGRICULTURE (USDA)
Federal Crop Insurance Corporation (FCIC)
Final Rule Stage
**222. GENERAL CROP INSURANCE
REGULATIONS; LATE AND
PREVENTED PLANTING PROVISIONS
FOR VARIOUS CROPS**
Priority: Routine and Frequent**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 401**Legal Deadline:** None

Abstract: This interim rule amends the General Crop Insurance Regulations, effective for the 1994 and succeeding crop years, by amending the late planting and prevented planting provisions of the corn, sorghum and soybean endorsements. Additionally, this rule serves to incorporate late and prevented planting coverage into the hybrid sorghum seed, rice, cotton, barley, oats, and wheat crop endorsements, and prevented planting provisions into the ELS cotton endorsement. These provisions will be effective for the 1994 crop year.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/22/93	58 FR 67630
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance

Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AA80

**223. GENERAL ADMINISTRATIVE
REGULATIONS; SUBPART L,
REINSURANCE AGREEMENT -
STANDARDS FOR APPROVAL**
Priority: Informational**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 400, subpart L**Legal Deadline:** None

Abstract: This regulation amends the General Administrative Regulations by revising the general qualifications for being awarded a Standard Reinsurance Agreement. This rule intends to provide additional information so that the Federal Crop Insurance Corporation can more accurately identify those insurance companies at financial risk.

Timetable:

Action	Date	FR Cite
NPRM	06/14/94	
NPRM Comment Period End	06/29/94	
Next Action Undetermined		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of

Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB08

**224. • CATASTROPHIC RISK
PROTECTION ENDORSEMENT**
Priority: Economically Significant**Legal Authority:** 7 USC 1501 et seq**CFR Citation:** 7 CFR 402**Legal Deadline:** None

Abstract: This rule proposes to establish a new crop insurance coverage which will be mandatory for those producers who apply for other Federal farm program benefits or assistance. In order to participate in the program, a producer must obtain coverage for all insurable land in the county. An administrative fee will be charged for crop insurance to the producer. However, those who qualify as "limited resource farmers" may obtain a waiver of that fee.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/06/95	60 FR 2000
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

USDA—FCIC

Final Rule Stage

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L St. NW.,
Washington, DC 20037, **202 254-8314**
RIN: 0563-AB09

225. • GENERAL ADMINISTRATIVE REGULATIONS; SANCTIONS; SUBPART R

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 400, subpart R

Legal Deadline: None

Abstract: This regulation proposes to amend the sanction regulations by expanding the use of sanctions to include catastrophic risk coverage, noninsured assistance, and program ineligibility.

Timetable:

Action	Date	FR Cite
NPRM	01/13/95	60 FR 3106
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L. St. NW.,
Washington, DC 20037, **202 254-8314**

RIN: 0563-AB10

226. • GENERAL ADMINISTRATIVE REGULATIONS: SUBPART T; FEDERAL CROP INSURANCE REFORM ACT OF 1994; REGULATIONS FOR IMPLEMENTATION

Priority: Economically Significant

Legal Authority: 7 USC 1501 et seq

CFR Citation: 7 CFR 400, subpart T

Legal Deadline: None

Abstract: FCIC proposes to add a new subpart T to its General Administrative Regulations. The intended effect of this rule is to notify policyholders, noninsureds, and insurance companies of the policies, procedures, general program requirements, and changes to the Federal Crop Insurance Program contained in the Federal Crop Insurance Reform Act of 1994. Promulgation of this rule will implement the reformed crop insurance program required by the Federal Crop Reform Act of 1994 and will affect the availability and issuance of insurance policies provided or reinsured by the Federal Crop Insurance Corporation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/06/95	60 FR 1996
Next Action Undetermined		

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L. St. NW.,
Washington, DC 20037, **202 254-8314**

RIN: 0563-AB11

227. • NONINSURED CROP DISASTER ASSISTANCE PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 404

Legal Deadline: None

Abstract: The rule proposes regulations for provision for a noninsured crop disaster program, a substitute for

standing ad hoc disaster assistance in order to provide a level of protection that is comparable to the catastrophic risk protection plan of insurance.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**

RIN: 0563-AB13

228. • GENERAL CROP INSURANCE REGULATIONS; RICE ENDORSEMENT

Priority: Routine and Frequent

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 401.20

Legal Deadline: None

Abstract: This rule proposes regulations for provisions to insure rice. These provisions will be used with the General Crop Insurance Policy.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/18/93	58 FR 33506
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak,
Regulatory Specialist, Department of
Agriculture, Federal Crop Insurance
Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**

RIN: 0563-AB19

DEPARTMENT OF AGRICULTURE (USDA) Federal Crop Insurance Corporation (FCIC)

Completed/Longterm Actions

229. REINSURANCE AGREEMENT— STANDARDS FOR APPROVAL REGULATIONS FOR 1988 AND SUBSEQUENT CONTRACT YEARS

CFR Citation: 7 CFR 400, subpart L

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, **202 254-8314**

RIN: 0563-AA74

230. COMMON CROP INSURANCE REGULATIONS; SUNFLOWER CROP INSURANCE PROVISIONS

CFR Citation: 7 CFR 457.117

Completed:

Reason	Date	FR Cite
Final Action	12/29/94	59 FR 67134

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, **202 254-8314**

RIN: 0563-AA77

USDA—FCIC

Completed/Longterm Actions

231. NURSERY CROP ENDORSEMENT FOR PART 457 COMMON CROP INSURANCE REGULATIONS

CFR Citation: 7 CFR 406

Completed:

Reason	Date	FR Cite
Final Action	07/13/94	59 FR 35613

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA82

232. GENERAL ADMINISTRATIVE REGULATIONS; GROUP RISK PLAN (GRP)

CFR Citation: 7 CFR 457

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA83

233. COMMON CROP INSURANCE REGULATIONS; FORAGE PRODUCTION INSURANCE PROVISIONS

CFR Citation: 7 CFR 457

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA88

234. COMMON CROP INSURANCE REGULATIONS; FLAXSEED CROP INSURANCE PROVISIONS

CFR Citation: 7 CFR 457

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA90

235. COMMON CROP INSURANCE REGULATIONS; ALMOND CROP INSURANCE PROVISIONS

CFR Citation: 7 CFR 457

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA96

236. COMMON CROP INSURANCE REGULATIONS; RAISIN CROP INSURANCE PROVISIONS

CFR Citation: 7 CFR 457

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA97

237. GENERAL ADMINISTRATIVE REGULATIONS; SUBPART Q; COLLECTION AND STORAGE OF SOCIAL SECURITY ACCOUNT NUMBERS AND EMPLOYER IDENTIFICATION NUMBERS

CFR Citation: 7 CFR 400, subpart Q

Completed:

Reason	Date	FR Cite
Final Action	10/18/94	59 FR 52407

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AA99

238. COMMON CROP INSURANCE REGULATIONS, HYBRID SORGHUM SEED CROP INSURANCE PROVISIONS

CFR Citation: 7 CFR 457

Completed:

Reason	Date	FR Cite
Withdrawn	01/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, 202 254-8314

RIN: 0563-AB04

239. • COMMON CROP INSURANCE REGULATIONS; SUNFLOWER SEED CROP INSURANCE PROVISIONS

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 457.117

Legal Deadline: None

Abstract: This rule proposes to provide insurance coverage for solid-seeded sunflowers. The rule also proposes to base the confectionery sunflower seed price election on the contract price when there is a contract with a buyer in advance of the growing season.

Timetable:

Action	Date	FR Cite
NPRM	09/23/94	59 FR 48827
Final Action	12/29/94	59 FR 67134

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance Corporation, 2101 L. Street NW., Washington, DC 20037, 202 254-8314

RIN: 0563-AB16

240. • COMMON CROP INSURANCE REGULATIONS FOR 1995 AND SUBSEQUENT CONTRACT YEARS (APPROPRIATION CONTINGENCY)

Legal Authority: 7 USC 1501

CFR Citation: 7 CFR 457

Legal Deadline: None

Abstract: This rule proposes that the continuation of crop insurance policies reinsured by FCIC be subject to the availability of appropriations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/06/94	59 FR 45971
Final Action	04/03/95	60 FR 16765
Final Action Effective	04/03/95	60 FR 16765

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Diana Moslak, Regulatory Specialist, Department of Agriculture, Federal Crop Insurance

USDA—FCIC

Completed/Longterm Actions

Corporation, 2101 L Street NW.,
Washington, DC 20037, **202 254-8314**

RIN: 0563-AB22

BILLING CODE 3410-08-F

DEPARTMENT OF AGRICULTURE (USDA)

Prerule Stage

Grain Inspection, Packers and Stockyards Administration (GIPSA)

241. UNITED STATES STANDARDS FOR CORN

Priority: Routine and Frequent

Legal Authority: 7 USC 71 et seq

CFR Citation: 7 CFR 810

Legal Deadline: None

Abstract: The Federal Grain Inspection Service proposes to initiate a review of the United States Standards for Corn. Public comments will be requested regarding the adequacy of existing corn standards: (e.g. tolerances, classification system, language clarity, and other potential improvements). The review is

being initiated to meet the requirements of Executive Order 12291 and Departmental Regulation 1521 to conduct periodic reviews of existing regulations. This action is a routine administrative review. Alternatives to the existing standards will be considered as the review schedule progresses and public comments are evaluated.

Timetable:

Action	Date	FR Cite
ANPRM	02/22/95	60 FR 9790
ANPRM Comment Period End	04/24/95	

Action	Date	FR Cite
Final Action	08/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building, Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA28

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Grain Inspection, Packers and Stockyards Administration (GIPSA)

242. UNITED STATES STANDARDS FOR BARLEY

Priority: Routine and Frequent

Legal Authority: 7 USC 71 et seq

CFR Citation: 7 CFR 810

Legal Deadline: None

Abstract: The Federal Grain Inspection Service proposes to initiate a review of the United States Standards for Barley. Public comments will be requested regarding the adequacy of existing barley standards: (e.g. tolerances, classification system, language clarity, and other potential improvements). The review is being initiated to meet the requirements of Executive Order 12866 and Departmental Regulation 1521 to conduct periodic reviews of existing regulations. This action is a routine administrative review. Alternatives to the existing standards will be considered as the review schedule progresses and public comments are evaluated.

Timetable:

Action	Date	FR Cite
NPRM	03/22/95	60 FR 15075
NPRM Comment Period End	04/22/95	

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building, Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA29

243. OFFICIAL PERFORMANCE AND PROCEDURAL REQUIREMENTS FOR GRAIN WEIGHING EQUIPMENT AND RELATED GRAIN HANDLING SYSTEMS

Priority: Routine and Frequent

Legal Authority: 7 USC 71 et seq

CFR Citation: 7 CFR 802

Legal Deadline: None

Abstract: The Federal Grain Inspection Service (FGIS) proposes to revise the regulations under the United States Grain Standards Act (USGSA), as amended, entitled Performance and

Procedural Requirements for Grain Weighing Equipment and Related Grain Handling Systems. FGIS proposes to incorporate by reference the applicable requirements of the National Institute of Standards and Technology (NIST) Handbook 44, "Specification Tolerance, and other Technical Requirements for Weighing and Measuring Services," 1993 edition (Handbook 44) and continue to adopt all requirements for NIST Handbook 105-1 "Specifications and Tolerances for Reference Standard Weights and Measures," 1990 revision (Handbook 105-1).

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building,

USDA—GIPSA

Proposed Rule Stage

Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA39

244. FEES FOR OFFICIAL INSPECTION AND WEIGHING SERVICE

Priority: Other Significant

Legal Authority: 7 USC 71 et seq

CFR Citation: 7 CFR 800

Legal Deadline: None

Abstract: The Federal Grain Inspection Service (FGIS) is proposing a change in the manner in which it collects fees for Official Inspection and Weighing services performed in the United States under the United States Grain Standard Act (USGSA), as amended.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building, Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA40

245. U.S. STANDARDS FOR FLAXSEED, MIXED GRAINS, OATS, RYE, SUNFLOWER SEED, AND TRITICALE

Priority: Routine and Frequent

Legal Authority: 7 USC 71 et seq

CFR Citation: 7 CFR 810

Legal Deadline: None

Abstract: The Federal Grain Inspection Service is reviewing the existing United States Standards for Flaxseed, Mixed Grains, Oats, Rye, Sunflower Seed, and Triticale.

Timetable:

Action	Date	FR Cite
ANPRM	12/17/93	58 FR 65939
ANPRM Comment Period End	02/15/94	
NPRM	06/00/95	

Action	Date	FR Cite
NPRM Comment Period End	09/00/95	
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building, Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA42

246. REGULATIONS AND STATEMENTS OF GENERAL POLICY UNDER THE PACKERS AND STOCKYARDS ACT (GROUP 2)

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 204; 7 USC 228

CFR Citation: 9 CFR 201.49; 9 CFR 201.53; 9 CFR 201.55; 9 CFR 201.69; 9 CFR 201.70; 9 CFR 201.71; 9 CFR 201.73; 9 CFR 201.76; 9 CFR 201.98; 9 CFR 201.100; 9 CFR 201.108(1); 9 CFR 201.200; 9 CFR 203.4; 9 CFR 203.18; 9 CFR 203.19; ...

Legal Deadline: None

Abstract: All regulations and statements of general policy issued under the provisions of the Packers and Stockyards Act are being reviewed to determine which sections should be retained in their present form and which sections should be modified or removed. A notice will be published which will identify and propose to retain, modify, or remove each section in this group.

Timetable:

Action	Date	FR Cite
ANPRM	09/15/92	57 FR 42515
ANPRM Comment Period End	11/16/92	57 FR 42515
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0590-AA09 prior to the reorganization of USDA.

Agency Contact: Harold W. Davis, Assistant Deputy Administrator,

Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, Room 3039 South Building, Washington, DC 20250-2800, **202 720-7063**

RIN: 0580-AA44

247. REGULATIONS AND STATEMENTS OF GENERAL POLICY UNDER THE PACKERS AND STOCKYARDS ACT (GROUP 3)

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 204; 7 USC 228

CFR Citation: 9 CFR 201.10; 9 CFR 201.27; 9 CFR 201.28; 9 CFR 201.29; 9 CFR 201.30; 9 CFR 201.31; 9 CFR 201.32; 9 CFR 201.33; 9 CFR 201.34

Legal Deadline: None

Abstract: All regulations and statements of general policy issued under the provisions of the Packers and Stockyards Act are being reviewed to determine which sections should be retained in their present form and which sections should be modified or removed. A notice will be published which identifies each section and proposes to either retain, modify, or remove the section. The sections included in this document pertain to the registration and bonding requirements under the provisions of the Packers and Stockyards Act.

Timetable:

Action	Date	FR Cite
ANPRM	09/15/92	57 FR 42515
ANPRM Comment Period End	11/16/92	57 FR 42515
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0590-AA10 prior to the reorganization of USDA.

Agency Contact: Harold W. Davis, Assistant Deputy Administrator, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, Room 3039 South Building, Washington, DC 20250-2800, **202 720-7063**

RIN: 0580-AA45

USDA—GIPSA

Proposed Rule Stage

248. STATEMENT OF GENERAL POLICY UNDER THE PACKERS AND STOCKYARD ACT: CARE AND HANDLING OF LIVESTOCK**Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 204; 7 USC 228**CFR Citation:** 9 CFR 203.20**Legal Deadline:** None

Abstract: Due to concerns regarding the care and handling of livestock, the Agency initiated a program to review the services, facilities, and procedures for receiving and handling livestock at all stockyards. Over 1,400 stockyards

were reviewed and problems in the care and handling of livestock were found to exist at some stockyards. As a result of these reviews, the Agency proposes to issue guidelines in the form of a statement of general policy on the care and handling of livestock at stockyards.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	
Interim Final Rule	11/00/95	
Final Action	12/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Additional Information: This entry was reported as RIN 0590-AA11 prior to the reorganization of USDA.

Agency Contact: Harold W. Davis, Assistant Deputy Administrator, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, Room 3039, South Building, Washington, DC 20250-2800, **202 720-7063**

RIN: 0580-AA46**DEPARTMENT OF AGRICULTURE (USDA)****Final Rule Stage****Grain Inspection, Packers and Stockyards Administration (GIPSA)****249. FEES FOR OFFICIAL INSPECTION AND WEIGHING SERVICES****Priority:** Other Significant**Legal Authority:** 7 USC 71 et seq**CFR Citation:** 7 CFR 800.71**Legal Deadline:** None

Abstract: The Federal Grain Inspection Service (FGIS) proposes to increase its fees on average by 3.7 percent for Official Inspection and Weighing Services performed in the United States under the United States Grain Standards Act (USGSA), as amended. The USGSA provides for establishment of fees which are to cover the costs for performance of these official services. FGIS's current fee does not generate sufficient revenue to cover any of the approved FY 1992 3.7 percent federal employee raise.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/08/93	58 FR 3263
Final Action	04/00/95	
Interim Final Rule	01/21/93	58 FR 5255
Postponement of Effective Date		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building, Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA27**250. FEES FOR BELTSVILLE LABORATORY TEST SERVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1621 et seq**CFR Citation:** 7 CFR 68**Legal Deadline:** None

Abstract: The Federal Grain Inspection Services (FGIS) is proposing to adjust fees charged by the Commodity Testing Laboratory at Beltsville, Maryland, by increasing fees for individual services provided by the Laboratory. These revisions are intended to cover projected operating costs.

Timetable:

Action	Date	FR Cite
NPRM	11/03/94	59 FR 55067
NPRM Comment Period End	12/05/94	59 FR 55067
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: George Wollam, Regulatory Liaison, Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, PO Box 96454, Room 0623 South Building, Washington, DC 20090-6454, **202 720-0292**

RIN: 0580-AA41**251. REGULATIONS AND STATEMENTS OF GENERAL POLICY UNDER THE PACKERS AND STOCKYARDS ACT (GROUP 1)****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 204; 7 USC 228

CFR Citation: 9 CFR 201.1; 9 CFR 201.17; 9 CFR 201.39; 9 CFR 201.44; 9 CFR 201.45; 9 CFR 201.61; 9 CFR 201.81; 9 CFR 201.82; 9 CFR 201.86; 9 CFR 201.94; 9 CFR 201.95; 9 CFR 201.96; 9 CFR 203.5; 9 CFR 203.12; 9 CFR 203.17; ...

Legal Deadline: None

Abstract: All regulations and statements of general policy issued under the provisions of the Packers and Stockyards Act are being reviewed to determine which sections should be retained in their present form and which sections should be modified or removed. A notice will be published which will identify and propose to retain, modify, or remove each section in this group.

Timetable:

Action	Date	FR Cite
ANPRM	09/15/92	57 FR 42515
ANPRM Comment Period End	11/16/92	57 FR 42515
NPRM	05/24/94	59 FR 26763
NPRM Comment Period End	07/25/94	
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None**Government Levels Affected:** None

USDA—GIPSA

Final Rule Stage

Additional Information: This entry was reported as RIN 0590-AA08 prior to the reorganization of USDA.

Agency Contact: Harold W. Davis, Assistant Deputy Administrator, Department of Agriculture, Grain Inspection, Packers and Stockyards

Administration, Room 3039 South Building, Washington, DC 20250-2800, **202 720-7063**
RIN: 0580-AA43

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Grain Inspection, Packers and Stockyards Administration (GIPSA)

252. A REVIEW OF THE REGULATIONS UNDER THE UNITED STATES GRAIN STANDARDS ACT: PART 800

CFR Citation: 7 CFR 800

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, 202 720-0292

RIN: 0580-AA08

253. REGULATORY APPLICATION OF WATER TO GRAIN

CFR Citation: 7 CFR 800.61 (a)(1); 7 CFR 800.61 (a)(2)

Completed:

Reason	Date	FR Cite
Final Action	10/14/94	59 FR 52071
Final Action Effective	02/11/95	59 FR 52071

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, 202 720-0292

RIN: 0580-AA25

254. FEES FOR OFFICIAL PESTICIDE RESIDUE TESTING

CFR Citation: 7 CFR 800

Completed:

Reason	Date	FR Cite
Final Action	10/19/94	59 FR 201
Final Action Effective	11/18/94	59 FR 201

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: George Wollam, 202 720-0292

RIN: 0580-AA36

BILLING CODE 3410-EN-F

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Food and Consumer Service (FCS)

255. SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC): FOOD DELIVERY SYSTEMS

Priority: Regulatory Plan

Legal Authority: 42 USC 1786

CFR Citation: 7 CFR 246

Legal Deadline: None

Abstract: A proposed rule addressing WIC Food Delivery Systems was published on December 28, 1990. The Department provided a 120-day comment period for the proposed rule, which closed on April 29, 1991. Nearly 1,100 comments were received from a wide variety of sources. Despite the degree of preliminary input to the December 28, 1990, proposed rule, many of the commenters responding during the formal comment period suggested that the Department's food delivery regulations needed to be proposed again, rather than proceeding directly to a final rule. In addition, several members of Congress requested that the rule be re-proposed in light of its impact on State agency food delivery systems. Therefore, the Department intends to issue a second

proposed rule addressing WIC food delivery systems and requirements. This second rule will address all of the provisions contained in the previous rulemaking, but will contain significant modifications to some of the proposed provisions, as well as clarifications to several provisions, which may not have been clearly understood in the earlier rule. (88-512)

Timetable:

Action	Date	FR Cite
NPRM	12/28/90	55 FR 53446
NPRM Comment Period End	04/29/91	
NPRM	06/00/95	
NPRM Comment Period End	10/00/95	
Final Action	01/00/96	
Final Action Effective	01/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal

Sectors Affected: None

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room

308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AA80

256. FOOD STAMP PROGRAM: EMERGENCY ASSISTANCE FOR VICTIMS OF DISASTERS

Priority: Other Significant

Legal Authority: 7 USC 2013 (b); 7 USC 2014 (h)

CFR Citation: 7 CFR 271; 7 CFR 272; 7 CFR 273; 7 CFR 274; 7 CFR 280

Legal Deadline: None

Abstract: This rule would define special eligibility and issuance procedures during disasters. The rule addresses the eligibility and issuance of food stamps by the Food Stamp Program during a disaster. (86-029)

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	09/00/95	
Final Action	06/00/96	
Final Action Effective	07/00/96	

USDA—FCS

Proposed Rule Stage

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AA85

257. SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC): PART 246.10, FOOD PACKAGE III, CHILDREN/WOMEN WITH SPECIAL DIETARY NEEDS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1786

CFR Citation: 7 CFR 246

Legal Deadline: None

Abstract: Food Package III will be revised to increase the maximum quantity of special formula authorized per month; clarify what formula is; add additional authorized WIC foods to the package; and address tailoring.

Need for Action:

This special dietary package currently provides special formula, juice, and cereal. It was designed specifically to assist low-income women and children who require special formulas due to medical conditions. Without WIC these individuals would have difficulty in obtaining special formulas, which tend to be quite expensive. Program administrators, participants and the National Advisory Council on Maternal, Infant and Fetal Nutrition recognize that current monthly maximum quantity of formula allowed is sometimes not sufficient and recommend that it be increased. They also recognize that there is a nutritional need for additional WIC foods to be made available to participants receiving this package. This is a very infrequently used package, and the proposed rule will in no way affect the other WIC food packages. (89-505)

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	
Final Action	08/00/96	
Final Action Effective	10/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB09

258. SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC): MISCELLANEOUS PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1786

CFR Citation: 7 CFR 246

Legal Deadline: None

Abstract: This proposed rule responds to a variety of program concerns, most of which have been expressed by WIC State agencies. The proposal strengthens the provision of services to participants in the areas of eligibility determination and nutrition education and increases State agency flexibility regarding the sharing of participant information with other programs. Several minor clarifications and technical corrections are also made. Principal provisions include: (1) mandatory minimum content requirements for nutrition education participant contacts; and (2) additional flexibility for State agencies to share participant information with related programs. (89-515)

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	09/00/95	
Final Action	12/00/95	
Final Action Effective	02/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB10

259. CHILD AND ADULT CARE FOOD PROGRAM: AUTHORITY TO COLLECT OVERCLAIMS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1766

CFR Citation: 7 CFR 226

Legal Deadline: None

Abstract: Establishes the Department's authority to collect overclaims where participating institutions fail to comply with regulatory recordkeeping requirements. (87-514)

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	10/00/95	
Final Action	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB19

260. CHILD AND ADULT CARE FOOD PROGRAM: PROHIBITION OF INSTITUTIONALIZED ADULTS

Priority: Informational

Legal Authority: 42 USC 1766

CFR Citation: 7 CFR 226

Legal Deadline: None

Abstract: Clarifies the statutory intent of PL 100-175, the Older Americans Act of 1987, by incorporating into regulations a provision under which adults residing in institutions are not eligible for benefits under the Child and Adult Care Food Program. (90-514)

Timetable:

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	11/00/95	
Final Action	05/00/96	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room

USDA—FCS

Proposed Rule Stage

308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB21

261. FOOD DISTRIBUTION PROGRAMS—PAPERWORK REDUCTION

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-147

CFR Citation: 7 CFR 250; 7 CFR 251

Legal Deadline: None

Abstract: This rule will implement the food distribution portion of the recommendations of the August 1990 task force on paperwork reduction. These recommendations were included in a report to Congress and included perpetual State/Federal agreements and longer contract duration for warehouses. (94-007)

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	02/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB27

262. FOOD DISTRIBUTION PROGRAMS—IMPLEMENTATION OF 1990 FARM BILL

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-624

CFR Citation: 7 CFR 250; 7 CFR 251

Legal Deadline: Final, Statutory, July 30, 1992.

Abstract: This rule will revise the requirements for evaluation of State warehousing and distribution systems and conversion to commercial systems. (91-004)

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	

Action	Date	FR Cite
NPRM Comment Period End	07/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB28

263. CHILD NUTRITION PROGRAMS: REVISION OF INFANT MEAL PATTERNS FOR THE CHILD NUTRITION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1758; 42 USC 1766 (g)(1); 42 USC 1733 (e)(1)

CFR Citation: 7 CFR 210; 7 CFR 220; 7 CFR 226

Legal Deadline: None

Abstract: Implements provision in the National School Lunch, School Breakfast and Child and Adult Care Food Program regulations under which reimbursement would be provided for meals served to infants which contain only breast milk. (91-019)

Timetable:

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	11/00/95	
Final Action	03/00/96	
Final Action Effective	03/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB34

264. COMMODITY SUPPLEMENTAL FOOD PROGRAM: ELDERLY-ONLY SITES, ADMINISTRATIVE FUNDING, REFERRALS TO HEALTH AND SOCIAL SERVICES, CASELOAD ALLOCATION PROCESS, PRIORITY SYSTEM, AND MISCELLANEOUS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 512(c)

CFR Citation: 7 CFR 247

Legal Deadline:

Final, Statutory, October 1, 1990, for funding provisions.

Final, Statutory, October 1, 1991, for all other provisions.

Abstract: This proposed rule would amend regulations governing the Commodity Supplemental Food Program (CSFP) to replace the current method of assigning caseload with a system that is based on the allocation of grants to the State agencies. (91-015)

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	09/00/95	
Final Action	03/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB37

265. FOOD STAMP PROGRAM: 1995 QUALITY CONTROL TECHNICAL AMENDMENTS

Priority: Other Significant

Legal Authority: 7 USC 2011 to 2032

CFR Citation: 7 CFR 271.2; 7 CFR 275.3; 7 CFR 275.10; 7 CFR 275.11; 7 CFR 275.12; 7 CFR 275.13; 7 CFR 275.23

Legal Deadline: None

Abstract: The Food and Nutrition Service is proposing technical changes to the Food Stamp Program's Quality Control System which will reduce the workload on State agencies and improve the efficiency of the quality control system. The proposed changes would: (1) permit State agencies to

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reduce their sample sizes; (2) clarify the minimum size of the Federal subsample; (3) clarify State sampling procedures; (4) change the formulas for calculating Federal subsample sizes; (5) clarify the process of conducting a quality control review of negative subsystem cases and add suspended cases, those cases that are certified for the Program but do not receive benefits, to the sample universe of cases that are reviewed under the negative subsystem; (6) change the error dollar tolerance level; (7) modify the requirements regarding a home visit in active quality control reviews; (8) provide a variance exclusion under certain circumstances for errors resulting from incorrect policy issued in written State agency policies or directives; (9) adjust the case completion standard; and (10) codify into regulations those circumstances under which Federal quality control findings or disposition for a case will be changed. (2-006).

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	12/00/95	
Final Action Effective	10/00/96	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: RIN 0584-AB07 has been withdrawn, and the actions in that proposed rule have been included in this action.

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB38

266. NATIONAL SCHOOL LUNCH PROGRAM: REVIEW OF FREE AND REDUCED PRICE APPLICATION UNDER THE COORDINATED REVIEW EFFORT

Priority: Other Significant

Legal Authority: PL 101-147

CFR Citation: 7 CFR 210

Legal Deadline: None

Abstract: Currently, State agencies must review all applications for free and reduced price meals on file as part

of an administrative review of the school lunch program or use a statistically valid sample. Generally it is necessary to review all applications in order to determine whether or not the number of meals claimed, by type, is correct. In some instances, however, this level of review is not necessary due to the small number of errors discovered early in the review. This rulemaking will establish guidelines for curtailing such activity with FNS approval. (92-009)

Timetable:

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	10/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Office Center, Room 308, Alexandria, VA 22302, **202 305-2760**

RIN: 0584-AB50

267. PROVISIONS OF COMPUTER MATCHING AND PRIVACY PROTECTION ACT OF 1988, AMENDMENTS OF 1990, AND IMPLEMENTATION OF THE DISQUALIFIED RECIPIENT SUBSYSTEM

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 552(a) Computer Matching and Privacy Protection Act; 7 USC 2015(b) Food Stamp Act

CFR Citation: 7 CFR 272; 7 CFR 273

Legal Deadline: None

Abstract: In accordance with the Computer Matching and Privacy Protection Act, PL 100-503, and the Computer Matching and Privacy Protection Amendments of 1990, PL 101-508, the Food Stamp Program must extend certain protections to persons whose benefits could be adversely affected by computer matches. These protections include independent verification of computer information, notification to the affected individual and provision of an opportunity to respond to the information before an adverse action becomes effective.

In addition, this proposed rule describes requirements for State agencies to report information on individuals disqualified from the program for intentional program violations to FNS and the related FNS computer matching program known as the Disqualified Recipient Subsystem (DRS). (89-010)

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	
Final Action	03/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB51

268. FOOD DISTRIBUTION PROGRAMS—DISASTER PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: PL 100-707

CFR Citation: 7 CFR 250

Legal Deadline: None

Abstract: This rule will propose to: (1) allow simultaneous distribution of commodities and food stamps during disaster; (2) allow commodity distribution to households during situations of distress. This rule will also define necessary accountability procedures. (90-0001)

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: Organizations

Government Levels Affected: State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB55

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269. FOOD STAMP PROGRAM: ANTICIPATING INCOME AND REPORTING CHANGES**Priority:** Other Significant**Legal Authority:** 7 USC 2011 to 2032**CFR Citation:** 7 CFR 273**Legal Deadline:** None

Abstract: This rule proposes several revisions in Food Stamp Program reporting and budgeting requirements. The changes in prospective budgeting and change reporting rules are intended to improve procedures for anticipating the eligibility and benefits of households whose income fluctuates unpredictably. The proposed revisions would provide a more stable level of benefits for these households by requiring them to report a change in employment status rather than a change in the amount of earnings. The rule also would allow suspension, as opposed to termination, of prospectively budgeted households that become ineligible for one month because of income fluctuations.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None**Government Levels Affected:** State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB57**270. FOOD STAMP PROGRAM: QUALITY CONTROL PROVISIONS OF THE MICKEY LELAND CHILDHOOD HUNGER RELIEF ACT****Priority:** Other Significant**Legal Authority:** PL 103-66, sec 13951**CFR Citation:** 7 CFR 273; 7 CFR 275**Legal Deadline:** None

Abstract: To implement quality control changes to the Food Stamp Act required by section 13951 of the Mickey Leland Childhood Hunger Relief Act in the following areas: 1)

interest on quality control claims, 2) the formula for determining quality control claim amounts, 3) variance exclusion for the application of new regulations, 4) time frames for completion of the arbitration process, 5) time frames for determining final error rates, the national average payment error rate, and the amounts of payment claims against State agencies, 6) time frames for notifying State agencies of payment claims, 7) the addition of specific criteria for a determination that "good cause" exists for not imposing a payment claim, and 8) the transfer of authority to make "good cause" determinations from FNS to the Administrative Law Judges. These provisions are nondiscretionary and will not result in an annual effect on the economy of \$100 million or more, or a major increase in costs or prices for consumers, individuals, industries, Federal, State or local government agencies, or geographical regions. (93-018)

Timetable:

Action	Date	FR Cite
Final Action Effective	10/01/91	
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	02/00/96	

Small Entities Affected: None**Government Levels Affected:** State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB75**271. CHILD AND ADULT CARE FOOD PROGRAM: ELIMINATION OF WHOLE COW'S MILK FROM THE INFANT MEAL PATTERN****Priority:** Informational**Legal Authority:** 42 USC 1751 to 1760; 42 USC 1779**CFR Citation:** 7 CFR 210; 7 CFR 220; 7 CFR 226**Legal Deadline:** None

Abstract: This action proposes two amendments that would affect meal pattern requirements for infants under the National School Lunch Program, School Breakfast Program, and Child

and Adult Care Food Program, Parts 210, 220, and 226 respectively. USDA is issuing this proposal in response to new scientific evidence on infant nutrition. First, this rule would prohibit consumption of whole cow's milk for infants ages 8 months through 11 months. Studies have demonstrated that it is difficult for infants to consume a balanced diet, with adequate nutrients, when whole cow's milk replaces breast milk or iron-fortified formula. Given the nutritional and medical concerns about cow's milk, this action would require that breast milk or iron-fortified formula be served for an infant's entire first year. Second, the proposal would revise the meal pattern for infants from birth through age 3 months to indicate that either 4 to 6 fluid ounces of formula or 3 to 6 fluid ounces of breast milk could be served. The current meal pattern for this age requires a minimum serving of 4 fluid ounces, however data indicate that the average amount of breast milk intake per feeding may be less than 4 ounces. This revision is important to correct the impression among day care providers who refer to the infant meal pattern for guidance, that a minimum of 4 ounces of breast milk must be offered at all feedings to all breastfed infants from birth through 3 months of age. (95-005)

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	04/00/96	
Final Action	12/00/96	
Final Action Effective	12/00/96	

Small Entities Affected: None**Government Levels Affected:** State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB81**272. FOOD DISTRIBUTION PROGRAM ON INDIAN RESERVATIONS: ELIGIBILITY AND BENEFITS****Priority:** Other Significant**Legal Authority:** PL 97-98, sec 1338; PL 95-113; PL 103-66**CFR Citation:** 7 CFR 253**Legal Deadline:** None

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Abstract: The rule implements certain provisions of PL 103-66 for the Food Distribution Program on Indian Reservations (FDPIR) by: excluding the earnings of certain household members; revising the definition of household; and conforming resource limits to those used by the Food Stamp Program. (94-008)

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB83

273. FOOD STAMP PROGRAM: REVISIONS IN USE AND DISCLOSURE OF INFORMATION PROVIDED BY RETAIL FOOD STORES AND WHOLESALE FOOD CONCERNS

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-225; 7 USC 2018(c)

CFR Citation: 7 CFR 278.1

Legal Deadline: None

Abstract: This proposed rule sets forth changes required by provisions of the Food Stamp Program Improvements Act of 1994, PL 103-225, Title II, 108-109 (1994). The purpose of this rule is to implement these statutory changes to the Food Stamp Act of 1977, as amended. It would permit the use and disclosure of information provided by stores to State and Federal law enforcement and investigative agencies for the purposes of administering or enforcing the Food Stamp Act, and establishes penalties against persons who misuse any of the information. (94-022)

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2246**

RIN: 0584-AB87

274. FOOD STAMP PROGRAM RECIPIENT CLAIMS ESTABLISHMENT AND RECOVERY OF OVERISSUANCES

Priority: Regulatory Plan

Legal Authority: 7 USC 2011 to 2032

CFR Citation: 7 CFR 272; 7 CFR 273

Legal Deadline: None

Abstract: This rule would improve the establishment and collection of recipient claims in the Food Stamp Program. The last significant revision to these regulations was in 1983. Subsequent activities, such as technological advances and general debt management regulations, have rendered many portions of the current rule obsolete. In addition, the current rule has been found to place unnecessary burdens on State agencies. State agencies are responsible for establishing and collecting recipient claims. (94-005)

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	10/00/95	
Final Action	03/00/96	
Final Action Effective	06/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2246**

RIN: 0584-AB88

275. COLLECTING FOOD STAMP RECIPIENT CLAIMS FROM FEDERAL INCOME TAX REFUNDS AND FEDERAL SALARIES

Priority: Regulatory Plan

Legal Authority: 7 USC 2011 to 2032; 31 USC 3720A; 5 USC 5514; PL 103-66

CFR Citation: 7 CFR 271.2; 7 CFR 272.2; 7 CFR 273.18

Legal Deadline: None

Abstract: This rulemaking will implement a collection method for amounts of food stamp benefits issued to households in excess of amounts they were entitled to receive. The rule will specify requirements for State agency operation of the Federal income tax refund and Federal salary offset programs. The primary areas of the rulemaking will be the criteria for debts which may be submitted for the two offset programs, the requirements for due process notification to debtors and debtor appeal rights. (93-015)

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2246**

RIN: 0584-AB89

276. FOOD STAMP PROGRAM: REVISIONS IN RETAIL FOOD STORE ELIGIBILITY CRITERIA AND IN ELIGIBILITY GUIDANCE AND PROGRAM AUTHORIZATION

Priority: Regulatory Plan

Legal Authority: PL 103-225; 7 USC 2012; 7 USC 2018

CFR Citation: 7 CFR 271; 7 CFR 278

Legal Deadline: Final, Statutory, March 25, 1994.

Abstract: This proposed rule sets forth changes required by provisions of the Food Stamp Program Improvements Act

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of 1994, Pub. L. 103-225, Title II, 108 Stat. 108-110 (1994). The purpose of this rule is to implement these statutory changes to the Food Stamp Act of 1977, as amended. It would revise the definition of "retail food store" to conform to the statutory changes to require that a firm must meet one of two new criteria to qualify for participation in the Food Stamp Program. One criterion focuses on the variety of staple foods for home preparation and consumption available on a continuous basis, including perishables. The second criterion requires that a firm's staple food sales exceed 50 percent of its total gross sales. This rule also addresses the requirement in Public Law 103-225 for new procedures for providing periodic notification of eligibility and for reauthorizing participating firms. (95-003)

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2246**

RIN: 0584-AB90

277. • MONTHLY REPORTING ON INDIAN RESERVATIONS PROVISION OF FOOD STAMP PROGRAM IMPROVEMENTS ACT OF 1994

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-225

CFR Citation: 7 CFR 273.21

Legal Deadline: Final, Statutory, March 25, 1994.

Abstract: Establishes special monthly reporting requirements for households living on Indian reservations. (94-013)

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB98

278. • WAIVER AUTHORITY UNDER THE STATE PROCESSING PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 7 USC 612(c); 7 USC 1431(b); 7 USC 1431(e); 7 USC 1446(a-1); 7 USC 1859; 15 USC 713(c); 22 USC 1922; 42 USC 1751; 42 USC 1755; 42 USC 1758; 42 USC 1760; 42 USC 1762(a); 42 USC 3030(a); 42 USC 5179 to 5180; ...

CFR Citation: 7 CFR 250

Legal Deadline: None

Abstract: This proposed rule amends the Food Distribution Program regulations by giving the Food and Consumer Service authority to waive provisions contained in the Food Distribution Program regulations at 7 CFR part 250. This authority would be used to conduct, in one or more areas of the United States, demonstration projects designed to test program changes to determine whether the changes would improve the State processing of donated foods. (94-023)

Timetable:

Action	Date	FR Cite
NPRM	04/13/95	60 FR 18781
NPRM Comment Period End	05/15/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB99

279. • AMENDMENT TO PROMOTE HEALTHY MEALS FOR HEALTHY CHILDREN IN SCHOOLS

Priority: Other Significant

Legal Authority: PL 103-488

CFR Citation: 7 CFR 210; 7 CFR 215; 7 CFR 220; 7 CFR 235; 7 CFR 245

Legal Deadline: None

Abstract: The rule proposes to (1) allow USDA to enter into an agreement with a State agency to use section 4 and 11 funds to purchase additional commodities; (2) allow USDA to withhold State Administrative Expense (SAE) funds when State agencies are seriously deficient in program administration and to withhold SAE funds from State agencies unwilling to participate in studies; (3) make most Head Start children automatically eligible for free meals; (4) allow schools serving all meals free for 3 years under the counting and claiming alternatives to procedures for an additional 2 years; (5) permit schools serving all meals free for 4 years to receive the same assistance received during the last year that applications were taken and allow some schools to extend for additional 4 years, without taking new free and reduced price applications; (6) simplify free and reduced applications; (7) remove the authority for child care centers in the Commonwealth of Puerto Rico to participate in the lunch and breakfast program. (95-002)

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	03/00/96	
Final Action Effective	05/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AC01

DEPARTMENT OF AGRICULTURE (USDA)
Food and Consumer Service (FCS)

Final Rule Stage

**280. FOOD STAMP PROGRAM:
STUDENT ELIGIBILITY**
Priority: Other Significant**Legal Authority:** 7 USC 2011 to 2032;
PL 101-624; PL 101-392; PL 102-325**CFR Citation:** 7 CFR 271; 7 CFR 272;
7 CFR 273**Legal Deadline:**Final, Statutory, October 1, 1991, for
effective date of provisions of PL 101-
624.**Abstract:** This action will finalize
provisions of Public Law 101-624
governing student eligibility for the
Food Stamp Program. (86-027)**Timetable:**

Action	Date	FR Cite
NPRM	11/01/93	58 FR 58463
NPRM Comment Period End	01/03/94	
Final Action	12/00/95	

Small Entities Affected: None**Government Levels Affected:** State,
Local**Additional Information:** The provisions
of the statutes become effective on the
dates of the legal deadlines for the
NPRMs whether regulations have been
published or not.**Agency Contact:** Sheri Ackerman,
Agency Regulatory Officer, Department
of Agriculture, Food and Consumer
Service, 3101 Park Center Drive, Room
308, Alexandria, VA 22302, **703 305-
2760****RIN:** 0584-AA90
**281. MISCELLANEOUS FARM BILL
PROVISIONS RELATING TO THE
AUTHORIZATION OF RETAIL FIRMS
AND WHOLESALE FOOD CONCERNS**
Priority: Other Significant**Legal Authority:** 7 USC 2011 to 2031;
PL 101-624**CFR Citation:** 7 CFR 271; 7 CFR 272;
7 CFR 274; 7 CFR 278**Legal Deadline:** Final, Statutory,
October 1, 1991.
Effective 120 days from publication of
implementing rules.**Abstract:** This rule would implement
three provisions of the 1990 Farm Bill
(PL 101-624, 104 stat 3359) which
revise the Food Stamp Act of 1977, as
amended (7 USC 2011 et seq.). The first
provision would amend the definition
of "food" to include meals sold to thehomeless program participants by
restaurants approved by State agencies
for this purpose. Such restaurants must
contract with the State and must be
authorized by the Food and Consumer
Service to provide meals at
concessional prices to homeless
participants. The second provision
would allow a periodic reauthorization
of retail food stores and wholesale food
concerns to participate in the Food
Stamp Program. The third provision
revises criteria for and limits the
participation in the program of co-
located wholesaler/retailer firms. (91-
003)**Timetable:**

Action	Date	FR Cite
NPRM	10/23/91	56 FR 54799
NPRM Comment Period End	11/22/91	
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Sheri Ackerman,
Agency Regulatory Officer, Department
of Agriculture, Food and Consumer
Service, 3101 Park Center Drive, Room
308, Alexandria, VA 22302, **703 305-
2760****RIN:** 0584-AB02
**282. SPECIAL SUPPLEMENTAL FOOD
PROGRAM FOR WOMEN, INFANTS
AND CHILDREN (WIC): FOOD COST
CONTAINMENT REQUIREMENTS**
Priority: Substantive, Nonsignificant**Legal Authority:** 42 USC 1786**CFR Citation:** 7 CFR 246**Legal Deadline:** Final, Statutory, March
10, 1991.**Abstract:** This regulation implements
the mandates of PL 101-147, enacted
November 10, 1989, relative to food
cost containment in WIC. In order to
achieve further savings in the cost of
WIC Program foods, principally the cost
of infant formula, this rule implements
two major legislative provisions. First,
it restates and extends into future years
the provisions of PL 100-460, which
mandated that in order to receive its
grant allocation a State agency must
examine the feasibility of cost
containment systems by 8/30/89 and
implement a cost containment system
where feasible. Second, the rule
requires all WIC State agencies usinga retail food delivery system, except
certain Indian State agencies, to employ
one of two infant formula rebate
procurement methods. These two
methods are the competitive method
(single-supplier contract) and the
comparative method, where the State
agency fairly compares the cost savings
of any alternative form of infant
formula cost containment it may wish
to implement. The rebate system
generating the greatest savings of those
compared must then be implemented.
This rule establishes specific factors to
be considered in the analysis of the
systems after completing the cost
comparison under comparative method.
If the State agency can justify to FCS
that the cost containment method
resulting in the greatest total savings
would cause demonstrable harm to the
efficient and effective operation of the
WIC Program, a waiver will be granted.
Timelines are established in the rule
for compliance based on the present
rebate contract situation of
experiencing unavoidable delays
related to the procurement process that
prevent the State agency from meeting
the implementing timeframes
established in the rule. (90-503)**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/15/90	55 FR 9709
Final Action	12/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None**Government Levels Affected:** State,
Local, Tribal**Analysis:** Regulatory Flexibility
Analysis**Procurement:** This is a procurement-
related action for which there is a
statutory requirement. There is a
paperwork burden associated with this
action.**Agency Contact:** Sheri Ackerman,
Agency Regulatory Officer, Department
of Agriculture, Food and Consumer
Service, 3101 Park Center Drive, Room
308, Alexandria, VA 22302, **703 305-
2760****RIN:** 0584-AB11

USDA—FCS

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283. DETERMINATION OF ELIGIBILITY FOR FREE MEALS BY SUMMER FOOD SERVICE PROGRAM SPONSORS AND FREE AND REDUCED PRICE MEALS BY CHILD AND ADULT CARE FOOD PROGRAM INSTITUTIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 1758; PL 101-147**CFR Citation:** 7 CFR 225; 7 CFR 226**Legal Deadline:** Final, Statutory, July 1, 1990.

Abstract: Implements certain provisions of PL 101-147, including a requirement that applicants for free or reduced price meals need only provide the Social Security Number of the household member who signs the application and a requirement that the Program sponsor rather than the applicant total the income information provided. (90-510)

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/00/95	
Final Action	01/00/96	

Small Entities Affected: None**Government Levels Affected:** State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB17**284. BENEFIT DELIVERY RULE****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 2011 to 2032; PL 101-624; PL 100-435; PL 102-237; PL 103-11; PL 103-225**CFR Citation:** 7 CFR 272; 7 CFR 274**Legal Deadline:** Final, Statutory, February 1, 1992. Other, Statutory, March 15, 1994. See Abstract.

Abstract: This rule makes final two provisions from PL 101-624 which were implemented on February 1, 1992: aggregate (combined) allotment of benefits to households applying after the 15th of the month, and mail issuance in rural areas where households may experience transportation difficulties obtaining benefits. This rule implements staggered issuance as an option on

Indian reservations in accordance with PL 103-11. This rule makes technical changes to current regulatory provisions considered appropriate to clarify and improve issuance. (91-009)

Timetable:

Action	Date	FR Cite
ANPRM	05/20/91	56 FR 23027
ANPRM Comment	06/19/91	
Period End		
Final Action	06/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None**Government Levels Affected:** State, Local, Tribal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB32**285. PERMANENT AGREEMENTS/DIRECT CERTIFICATION IN NATIONAL SCHOOL LUNCH, SCHOOL BREAKFAST, AND SPECIAL MILK PROGRAMS****Priority:** Other Significant**Legal Authority:** PL 101-147**CFR Citation:** 7 CFR 210; 7 CFR 215; 7 CFR 220; 7 CFR 245**Legal Deadline:** Final, Statutory, July 1, 1990.

Abstract: The Child Nutrition and WIC Reauthorization Act of 1989 made the agreement between the school and the State agency to operate the school nutrition programs a permanent document to be amended as necessary. This law also authorized schools to certify children as eligible for free meals using information obtained directly from food stamp/AFDC offices attesting that these children are receiving food stamps or AFDC benefits. This rule implements these statutory provisions. (89-520)

Timetable:

Action	Date	FR Cite
NPRM	05/28/91	56 FR 24033
NPRM Comment	07/29/91	
Period End		
Final Action	09/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None**Government Levels Affected:** State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB35**286. FOOD STAMP PROGRAM: RESOURCE PROVISION FROM THE MICKEY LELAND MEMORIAL DOMESTIC HUNGER RELIEF ACT OF 1990****Priority:** Other Significant**Legal Authority:** 7 USC 2011 to 2032; PL 101-624; PL 102-237**CFR Citation:** 7 CFR 273.8**Legal Deadline:** Final, Statutory, October 1, 1991.

Abstract: The NPRM was published on August 13, 1991. After full consideration of comments, the Department has decided that a new proposed rulemaking is warranted to take into consideration comments received and recent legislative changes to the provision as a result of PL 102-237.

The new proposed rule will exempt from consideration as a resource, resources that a household is unable to sell for any significant return because the household's interest is relatively slight or because the costs of selling would be relatively great. Significant return is defined as an amount greater than half the applicable resource limit for the household, in accordance with 7 CFR 273.8, after any expenses of the sale are deducted. The new proposed rule was published October 20, 1994. (91-020)

Timetable:

Action	Date	FR Cite
NPRM	10/20/94	59 FR 5928
NPRM Comment	01/18/95	
Period End		
Final Action	07/00/95	
Final Action Effective	08/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room

USDA—FCS

Final Rule Stage

308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB40

287. WIC FARMERS' MARKET NUTRITION PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1786(m)

CFR Citation: 7 CFR 248

Legal Deadline: None

Abstract: This rulemaking would propose implementing regulations for the establishment of the WIC Farmers' Market Nutrition Program (FMNP) as mandated by PL 102-314. The FMNP is designed to provide fresh nutritious unprepared foods (such as fruits and vegetables) to WIC participants. The foods would be provided by farmers' markets and would also serve to expand the awareness and use of farmers' markets and to increase sales at such markets. The proposed rule would establish criteria for allocating grants to State agencies and for their operation of the FMNP (93-002)

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/11/94	59 FR 11508
Final Action	06/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: Businesses

Government Levels Affected: State, Local, Tribal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB43

288. SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC): INFANT FORMULA PROCUREMENT ACT OF 1992

Priority: Other Significant

Legal Authority: 42 USC 1786

CFR Citation: 7 CFR 246

Legal Deadline: Final, Statutory, April 24, 1993.

PL 102-512 requires that the mandates of these provisions be implemented within 180 days of enactment.

Abstract: This regulation is to amend the Child Nutrition Act of 1966 to

encourage multi-State bidding for infant formula rebate contracts for the Special Supplemental Food Program for Women, Infants and Children (WIC), and for other purposes. The major objective of this action is to provide guidelines for the U.S Department of Agriculture, Food and Nutrition Service national office to: (1) solicit bids on behalf of interested State agencies for a cost-containment contract to be entered into by infant formula manufacturers and the WIC State agencies; and (2) disqualify and/or impose civil penalties of up to \$100 million per year for infant formula manufacturers that price-fix or engage in related anti-competitive activities.

Under the law, USDA must develop procedures to solicit bids for a cost containment contract to be entered into by infant formula manufacturers and interested WIC State agencies who elect to have USDA perform their bid solicitation and selection process. If two or more States are interested, USDA will solicit bids and select the winning bidder for a cost containment contract. USDA will, in consultation with interested State agencies, divide State agencies into one or more groups and solicit bids for group contracts. This regulation will encourage States to engage in multi-State bidding which is expected to generate an even greater savings to the WIC Program, and will ultimately enable the program to significantly increase participation.

Need for Action: To set forth guidelines within 180 days of enactment, for solicitation of infant formula rebate contracts for two or more States or groups in an interim final rule. (92-013)(cont)

Timetable:

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	12/00/95	

Small Entities Affected: None

Government Levels Affected: State, Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Additional Information: ABSTRACT CONT: Under the law, USDA must develop procedures to solicit bids for a cost containment contract to be entered into by infant formula

manufacturers and interested WIC State agencies who elect to have USDA perform their bid solicitation and selection process. If two or more States are interested, USDA will solicit bids and select the winning bidder for a cost containment contract. USDA will, in consultation with interested State agencies, divide State agencies into one or more groups and solicit bids for group contracts. This regulation will encourage States to engage in multi-State bidding which is expected to generate an even greater savings to the WIC program, and will ultimately enable the program to significantly increase participation.

Need for Action: To set forth guidelines within 180 days of enactment, for solicitation of infant formula rebate contracts for two or more States or groups in an interim final rule.

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB52

289. SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC): HOMELESSNESS/MIGRANCY AS NUTRITIONAL RISK CONDITIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1786

CFR Citation: 7 CFR 246

Legal Deadline: None

Abstract: This regulation incorporates the amendment made to the Child Nutrition Act of 1966 in section 17(b)(8)(d) of PL 102-342 which establishes homelessness and migrancy as predisposing nutritional risk conditions for the Special Supplemental Food Program for Women, Infants and Children (WIC). The major objective of this action is to provide guidelines to State agencies on service to women, infants, and children certified due to homelessness or migrancy. (93-001)

Timetable:

Action	Date	FR Cite
Final Action	04/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

USDA—FCS

Final Rule Stage

Government Levels Affected: State, Local, Tribal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584–AB53

290. FOOD DISTRIBUTION PROGRAM ON INDIAN RESERVATIONS—OKLAHOMA WAIVER AUTHORITY

Priority: Substantive, Nonsignificant

Legal Authority: PL 97-98, Sec 1338; PL 95-113

CFR Citation: 7 CFR 254

Legal Deadline: None

Abstract: This interim rule will extend the Department's authority to grant waivers to serve urban places in excess of 10,000 people. This authority expired on September 30, 1985. (94-002)

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/00/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584–AB56

291. FOOD STAMP PROGRAM: CHILD SUPPORT DEDUCTION

Priority: Other Significant

Legal Authority: 7 USC 2011 to 2032; PL 103-66

CFR Citation: 7 CFR 273

Legal Deadline: Other, Statutory, September 1, 1994.

Sections 13911 and 13915 of PL 103-66--effective date.

Abstract: This rule is being proposed to implement section 13921 of the 1993 Mickey Leland Childhood Hunger Relief Act which establishes a deduction for child support paid to a non-household member. (95-001)

Timetable:

Action	Date	FR Cite
NPRM	12/08/94	59 FR 63265
NPRM Comment Period End	02/06/95	
Final Action	08/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584–AB58

292. FOOD STAMP PROGRAM: EXCESS SHELTER EXPENSE LIMIT AND STANDARD UTILITY ALLOWANCES

Priority: Economically Significant

Legal Authority: 7 USC 2011 to 2032; PL 103-66

CFR Citation: 7 CFR 273

Legal Deadline:

Final, Statutory, July 1, 1994, for first increase in excessshelter expense limit. Other, Statutory, October 1, 1995, for second increase in excessshelter expense limit. Other, Statutory, January 1, 1997, for removal of shelterexpense limit.

Abstract: This action proposes several changes in Food Stamp Program rules relating to the development and use of standard utility allowances. The changes are proposed to facilitate use of standard amounts rather than actual utility expenses in determining the benefits of food stamp households.

This rule also proposes to implement section 13912 of the Mickey Leland Childhood Hunger Relief Act which would increase and then eliminate the current limit on excess shelter expenses that may be deducted from household income. (93-006)

Timetable:

Action	Date	FR Cite
NPRM	11/22/94	59 FR 60087
NPRM Comment Period End	01/23/95	
Final Action	08/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584–AB59

293. FOOD STAMP PROGRAM: SIMPLIFICATION OF PROGRAM RULES

Priority: Other Significant

Legal Authority: 7 USC 2011 to 2032

CFR Citation: 7 CFR 273

Legal Deadline: None

Abstract: This action proposes several changes in Food Stamp Program rules relating to Social Security numbers, combined allotments, residency, excluded resources, contract income, self-employment expenses, certification periods, the notice of adverse action, recertification, and suspension under retrospective budgeting. The changes are being proposed as means to simplify regulatory requirements and to increase consistency with requirements of the Aid to Families with Dependent Children (AFDC) program. (93-006)

Timetable:

Action	Date	FR Cite
NPRM	01/11/95	60 FR 2703
NPRM Comment Period End	03/12/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584–AB60

294. NATIONAL SCHOOL LUNCH PROGRAM, STATE ADMIN. EXPENSE FUNDS AND DETERMINING ELIG. FOR FREE AND REDUCED PRICE MEALS AND FREE MILK IN SCHOOLS: TECH. CORRECTIONS TO COORDINATED REVIEW EFFORT RULE

Priority: Other Significant

Legal Authority: PL 101-147

USDA—FCS

Final Rule Stage

CFR Citation: 7 CFR 210; 7 CFR 235; 7 CFR 245

Legal Deadline: None

Abstract: This final rule corrects a number of provisions contained in the regulations governing the National School Lunch Program which implemented the unified monitoring system of the Child Nutrition and WIC Reauthorization Act of 1989. These changes are technical in nature and do not make substantive changes to the Program. (92-009)

Timetable:

Action	Date	FR Cite
Final Action	08/00/95	
Final Action Effective	09/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB63

295. FOOD STAMP PROGRAM: PAYMENT OF CERTAIN ADMINISTRATIVE COSTS OF STATE AGENCIES

Priority: Other Significant

Legal Authority: 7 USC 2011 to 2032; PL 103-66, sec 13961

CFR Citation: 7 CFR 277

Legal Deadline: Other, Statutory, April 1, 1994.

The Act requires funding rate reduction effective 04/01/94.

Abstract: State agencies are reimbursed by FCS at standard or enhanced Federal reimbursement level for all allowable costs incurred in the State's operation of the Food Stamp Program. This proposed rule would reduce the Federal reimbursement rate for State agencies for fraud control, system development, and immigration status verification to the standard 50 percent rate. It would also limit the time period during which State agencies may file a claim for retroactive funding, and allows the cost of certifying aid to families with dependent children to be charged to the Food Stamp Program for purposes of Federal reimbursement. (93-010)

Timetable:

Action	Date	FR Cite
NPRM	11/22/94	59 FR 60079
NPRM Comment	01/23/95	
Period End		
Final Action	07/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB66

296. FOOD DISTRIBUTION PROGRAM ON INDIAN RESERVATIONS: DEFINITION OF INDIAN TRIBAL HOUSEHOLD

Priority: Other Significant

Legal Authority: PL 88-525; PL 97-98, sec 1338; PL 95-113

CFR Citation: 7 CFR 253; 7 CFR 254

Legal Deadline: None

Abstract: This final rule will amend part 253 to permit households containing a Native American living in "near areas" to participate in the Food Distribution Program on Indian Reservations (FDPIR) regardless of the Native American's tribal affiliation or age. It will also amend part 254 to permit households containing a Native American to participate in FDPIR in Oklahoma regardless of the Native American's age. (82-217)

Timetable:

Action	Date	FR Cite
NPRM	10/20/87	52 FR 39158
Interim Final Rule	01/11/94	59 FR 01447
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB67

297. CHILD NUTRITION PROGRAMS: NUTRITION OBJECTIVES FOR SCHOOL MEALS

Priority: Regulatory Plan

Legal Authority: 42 USC 1758

CFR Citation: 7 CFR 210; 7 CFR 220

Legal Deadline: None

Abstract: There is scientific consensus that diets high in fat and sodium lead to chronic diseases such as cancer, heart disease and stroke. Additionally, chronic disease often begins in childhood. The Dietary Guidelines for Americans, which is the Federal policy on what makes a healthful diet, recommends limiting daily intake of fat, saturated fat and sodium. However, the School Nutrition Dietary Assessment report shows that most school meals are not in compliance with the Dietary Guidelines. This proposal would revise the regulations governing the National School Lunch Program and School Breakfast Program to update references on meal requirements to incorporate the most recent nutrition information as contained in the Dietary Guidelines. This rule would also remove various paperwork burdens and would modify review requirements to ensure oversight of the proposed nutrition standards. (94-003)

Timetable:

Action	Date	FR Cite
NPRM	06/10/94	59 FR 30218
NPRM Comment	09/08/94	59 FR 30218
Period End		
Final Action	05/00/95	
Final Action Effective	06/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB73

298. FSP: TARGETING FOR INCOME AND ELIGIBILITY VERIFICATION

Priority: Substantive, Nonsignificant

Legal Authority: PL 99-509, sec 9101

CFR Citation: 7 CFR 272

Legal Deadline: None

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Final Rule Stage

Abstract: This action places into final form the interim rule published February 2, 1988, which amended Food Stamp Program regulations. The interim rule implemented the Omnibus Budget Reconciliation Act (OBRA) of 1986, which amended the Social Security Act. As a result, the interim rule prohibited State agencies from being required to use all information obtained through their Income and Eligibility Verification Systems (IEVS) to determine the eligibility of all recipients. State agencies are allowed to identify (target) which information items they follow up on to determine the accuracy of the household's benefits. The interim rule also specifies the elements which State agencies must include in their Plan of Operation concerning targeting action on IEVS information and sets timeliness standards for such action. (86-024)

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/02/88	51 FR 07178
Final Action	10/00/96	
Final Action Effective	12/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local, Federal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB74

299. FOOD STAMP PROGRAM: CERTIFICATION PROVISIONS OF THE MICKEY LELAND CHILDHOOD HUNGER RELIEF ACT

Priority: Economically Significant

Legal Authority: PL 103-66 Mickey Leland Childhood Hunger Relief Act

CFR Citation: 7 CFR 271.2; 7 CFR 273.1; 7 CFR 273.2; 7 CFR 273.7; 7 CFR 273.8; 7 CFR 273.9; 7 CFR 273.10; 7 CFR 273.12; 7 CFR 273.21

Legal Deadline: Final, Statutory, September 1, 1994.

All provisions must be implemented on 09/01/94.

Abstract: The proposed rule will (1) exclude certain general assistance vendor payments from income; (2) increase the amount of the dependent care deduction; (3) require State

agencies to establish a statewide limit for dependent care reimbursements paid to participants in the Food Stamp Employment & Training Program; (4) increase the fair market value on vehicles for determining a household's resource limit; (5) exclude the value of vehicles from resources that are used by the household to transport fuel or water; (6) simplify the "household" definition; (7) establish eligibility for children who live with their food-stamp-eligible parents in a drug or alcohol rehabilitation center; (8) provide an income exclusion for earnings of elementary and secondary school students under 22; and (9) require proration of benefits following a break of more than 30 days in certification. (93-017)

Timetable:

Action	Date	FR Cite
NPRM	08/30/94	59 FR 44866
NPRM Comment Period End	10/31/94	59 FR 44866
Final Action	07/00/95	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB76

300. FOOD STAMP PROGRAM: UTILITY REIMBURSEMENT EXCLUSION

Priority: Economically Significant

Legal Authority: 7 USC 2011 to 2032

CFR Citation: 7 CFR 272; 7 CFR 273

Legal Deadline: None

Abstract: This action excludes certain utility reimbursements made by the Department of Housing and Urban Development (HUD) and Farmers Home Administration (FmHA) from income consideration in determining Food Stamp Program eligibility and benefits. (94-012)

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/16/94	59 FR 30864
Final Action Effective	08/01/94	
Final Action	05/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB79

301. NATIONAL SCHOOL LUNCH, SPECIAL MILK, SCHOOL BREAKFAST, CHILD AND ADULT CARE FOOD AND SUMMER FOOD SERVICE PROGRAMS: PURCHASE OF FOOD PRODUCTS PRODUCED IN THE U.S

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-237

CFR Citation: 7 CFR 210; 7 CFR 215; 7 CFR 220; 7 CFR 225; 7 CFR 226

Legal Deadline: None

Abstract: USDA has always encouraged the domestic consumption of nutritious agricultural products through the food assistance programs. However, PL 100-237, enacted January 8, 1988, requires recipient agencies participating in the Child Nutrition and Commodity Distribution Programs to purchase, whenever possible, only food products that are produced in the U.S. The statute allows exceptions to meet unusual or ethnic food preferences and further exempted Alaska, Hawaii, Guam, American Samoa, Puerto Rico, the Virgin Islands, and the Commonwealth of the Northern Mariana Islands. The statute allows for additional exemptions by the Secretary "for such other circumstances as the Secretary considers appropriate." FNS published an interim rule pertaining to Part 250, Food Donations, to implement this and other requirements on July 21, 1988. A final regulation was published July 22, 1993. This rule is only amending rules for food donations, not each of the affected programs. FNS intends to issue final rules to include statutory "Buy American" provisions in the regulations for the School Lunch, Milk, Breakfast, Child and Adult Care, and Summer Food Service Programs. (93-020)

Timetable:

Action	Date	FR Cite
Final Action	09/00/95	
Final Action Effective	10/00/95	

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Small Entities Affected: None

Government Levels Affected: State, Local

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Sheri Ackerman, Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB82

302. TREATMENT OF EDUCATIONAL AND TRAINING ASSISTANCE

Priority: Other Significant

Legal Authority: PL 101-392; PL 101-624; PL 102-237; PL 102-325

CFR Citation: 7 CFR 272; 7 CFR 273

Legal Deadline:

Final, Statutory, August 1, 1991, PL 101-624.

Final, Statutory, August 1, 1991, PL 101-392.

Final, Statutory, February 1, 1992, PL 102-237.

Final, Statutory, October 1, 1992, PL 102-325 - Tribal Loan Program.

Final, Statutory, August 1, 1993, PL 102-325 - Title IX Exclusion.

Abstract: This action finalizes provisions of P.L. 101-624 governing the treatment of educational assistance as excluded income or resources. It finalizes provisions of P.L. 102-325 which prohibits Federal educational assistance provided under Title IV or Part E of Title XIII of the Higher Education Act from being considered as income and resources for food stamp purposes. It finalizes provisions of P.L. 101-392 which prohibits counting certain educational assistance funded by the Perkins Act as income or resources when determining the eligibility and benefits of student households. It finalizes provisions of P.L. 102-237 which provide that educational monies are excluded from income when they are awarded to a person enrolled at a recognized institution of post-secondary education, at a school for the handicapped, in a vocational education program, or in a program that provides for completion of a secondary school diploma or obtaining the equivalent. Also, such

monies are excluded from income to the extent that they do not exceed the amount used for or made available as an allowance determined by the school, institution, program, or other grantor, for tuition, mandatory fees (including the rental or purchase of any equipment, materials, and supplies related to the pursuit of the course of study involved), books, supplies, transportation, and other miscellaneous personal expenses (other than living expenses), of the student incidental to attending such school, institution, or program and to the extent the loans include any origination fees and insurance premiums. The provisions of the statutes become effective on the dates of the legal deadlines whether regulations have been published or not. (94-016)

Timetable:

Action	Date	FR Cite
NPRM	11/01/93	58 FR 58463
NPRM Comment Period End	01/03/94	
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2246**

RIN: 0584-AB84

303. FOOD STAMP PROGRAM: DISQUALIFICATION PENALTIES FOR INTENTIONAL PROGRAM VIOLATIONS

Priority: Other Significant

Legal Authority: 7 USC 2011 to 2032; PL 103-66

CFR Citation: 7 CFR 272; 7 CFR 273

Legal Deadline: Other, Statutory, September 1, 1994. PL 103-66, sec 13942 effective date.

Abstract: This rule would implement section 13942 of PL 103-66. This provision of the law is aimed at deterring recipient abuse in the Food Stamp Program by increasing the disqualification penalties for intentional Program violations involving individuals trading or receiving coupons or other benefit instruments for firearms, ammunition,

explosives or controlled substances. This rule would also implement discretionary changes concerning advance notices of disqualification hearings and the timing of disqualification periods. The bases for these revisions are requests from State agencies and the need for clarification based on a recommendation from the Department's Office of General Counsel. (93-022)

Timetable:

Action	Date	FR Cite
NPRM	08/29/94	59 FR 44343
NPRM Comment Period End	10/28/94	
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB91

304. • FOOD STAMP PROGRAM AUTOMATED DATA PROCESSING EQUIPMENT AND SERVICES; REDUCTION IN REPORTING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 2011 to 2032

CFR Citation: 7 CFR 277

Legal Deadline: None

Abstract: This action increases the thresholds above which prior written Federal approval of State automated data processing (ADP) equipment and services acquisitions is required for Federal financial participation. These changes will reduce the reporting burden on States. The revised thresholds require prior approval from the U.S. Department of Agriculture Food and Consumer Service (FCS) for: (1) advance planning documents (APDs) for ADP equipment and services acquisitions of \$5 million or more in total Federal and State costs; (2) justifications for noncompetitive ADP acquisitions from nongovernment sources of more than \$1 million but no more than \$5 million in total Federal and State costs; (3) requests for proposals and contracts of more than \$5 million in total Federal and State

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costs for competitive procurements and more than \$1 million for noncompetitive acquisitions from nongovernmental sources, unless specifically exempted by FCS; (4) contract amendments for cost increases exceeding \$1 million or time extensions of more than 120 days; (5) annual APD updates for projects with total acquisition costs of more than \$5 million; and (6) as-needed APD updates for cost increases of \$1 million or more (the percentage of cost benchmark is removed). Finally, State requests will be deemed to have provisionally met the prior approval requirement if FCS does not approve, disapprove, or request information about the request within 60 days of the agency's letter to the State acknowledging its receipt. (94-020)

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/00/95	

Small Entities Affected: None

Government Levels Affected: State

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB92

305. • NUTRITION OBJECTIVES FOR SCHOOL MEALS—FOOD-BASED ALTERNATIVES

Priority: Other Significant

Legal Authority: PL 103-448, sec 106; PL 103-448, sec 112

CFR Citation: 7 CFR 210; 7 CFR 220

Legal Deadline: Final, Statutory, June 1995.

Abstract: The Healthy Meals for Healthy Americans Act of 1994, Public Law 103-448, November 2, 1994, requires that a variety of meal planning approaches be available for the National School Lunch and School Breakfast Programs, including "food-based menu systems." The food-based menu systems concept is intended to supplement the nutrient-based menu planning provisions previously proposed by the Department of Agriculture on June 10, 1994 (59 FR 30218). In addition, the Act requires that school meals comply with the Dietary Guidelines for Americans, as the Department also proposed earlier. To ensure compliance with the requirements of the Dietary Guidelines, this proposal expands the monitoring procedures included in the June 10, 1994, proposal to provide a system appropriate for monitoring meals served by school food authorities that choose the food-based menu systems approach. (94-024)

Timetable:

Action	Date	FR Cite
Final Action	05/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, Agency Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AB94

306. • SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS AND CHILDREN (WIC): IMPLEMENTATION OF NONDISCRETIONARY WIC PROVISIONS OF PUB. L. 103-448

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1786

CFR Citation: 7 CFR 246

Legal Deadline: None

Abstract: This final rule implements the WIC-related reauthorization provisions mandated in Pub. L. 103-448, the Healthy Meals for Healthy Americans Act of 1994. All of the WIC-related provisions may be deemed nondiscretionary. These provisions include: counting the unborn child of an otherwise income-ineligible pregnant woman, allowing State agencies to deem income-eligible pregnant women presumptively eligible for a period not to exceed 60 days, an increase in the national breastfeeding promotion and support expenditure, and a requirement that Medicaid managed care providers be included in the programs to which WIC must make referrals. (95-004)

Timetable:

Action	Date	FR Cite
Final Action	06/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local, Tribal

Agency Contact: Sheri Ackerman, Regulatory Officer, Department of Agriculture, Food and Consumer Service, 3101 Park Center Drive, Room 308, Alexandria, VA 22302, **703 305-2760**

RIN: 0584-AC02

**DEPARTMENT OF AGRICULTURE (USDA)
Food and Consumer Service (FCS)****Completed/Longterm Actions****307. SYSTEMATIC ALIEN VERIFICATION FOR ENTITLEMENTS**

CFR Citation: 7 CFR 271; 7 CFR 272; 7 CFR 273; 7 CFR 275; 7 CFR 277

Completed:

Reason	Date	FR Cite
Withdrawn pending results of regulatory review.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, **703 305-2760**

RIN: 0584-AA73

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Completed/Longterm Actions

308. FOOD STAMP PROGRAM: DISCRETIONARY RETAILER WHOLESALER CHANGES

CFR Citation: 7 CFR 271; 7 CFR 276; 7 CFR 278; 7 CFR 279

Completed:

Reason	Date	FR Cite
Withdrawn due to change of direction for this action	04/12/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB03

309. CHILD AND ADULT CARE FOOD PROGRAM: CHILD NUTRITION AND WIC REAUTHORIZATION ACT AMENDMENTS

CFR Citation: 7 CFR 226

Completed:

Reason	Date	FR Cite
Withdrawn - Change in priorities: To be separated into 2 future rules.	01/10/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB16

310. TECHNICAL AMENDMENTS TO THE STATE PROCESSING PROGRAM AND THE NATIONAL COMMODITY PROCESSING PROGRAM

CFR Citation: 7 CFR 250; 7 CFR 252

Completed:

Reason	Date	FR Cite
Final Action	12/07/94	59 FR 62973
Final Action Effective	01/06/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB30

311. STATE ADMINISTRATIVE EXPENSE FUNDS: NATIONAL SCHOOL LUNCH PROGRAM, SPECIAL MILK PROGRAM, SCHOOL BREAKFAST PROGRAM, CHILD AND ADULT CARE FOOD PROGRAMS, FOOD DISTRIBUTION PROGRAM

CFR Citation: 7 CFR 235

Completed:

Reason	Date	FR Cite
Final Action	03/24/95	60 FR 15457
Final Action Effective	04/24/95	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB31

312. CHILD AND ADULT CARE FOOD PROGRAM: PAPERWORK REDUCTION REGULATIONS

CFR Citation: 7 CFR 226

Completed:

Reason	Date	FR Cite
Withdrawn - Change in priorities: To be combined in a future rule.	01/10/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB33

313. DISTRIBUTION OF EMPLOYMENT AND TRAINING PERFORMANCE-BASED FUNDS

CFR Citation: 7 CFR 273.7

Completed:

Reason	Date	FR Cite
Final Action	01/05/95	60 FR 1707
Final Action Effective	10/01/93	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB47

314. EMERGENCY FOOD ASSISTANCE PROGRAM—ADMINISTRATIVE COSTS

CFR Citation: 7 CFR 251

Completed:

Reason	Date	FR Cite
Withdrawn due to change in regulatory priorities.	01/10/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB54

315. ALTERNATE FOODS FOR MEALS: ENRICHED MACARONI PRODUCTS WITH FORTIFIED PROTEIN

CFR Citation: 7 CFR 210, app A

Completed:

Reason	Date	FR Cite
Final Action	10/07/94	59 FR 51083
Final Action Effective	10/07/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB68

316. CONSIDERATION OF AN ALTERNATE PROTEIN SOURCE, WHEY PROTEIN CONCENTRATE, AS A MEAT ALTERNATE FOR USE IN THE CHILD NUTRITION PROGRAMS

CFR Citation: 7 CFR 210, app A; 7 CFR 225, app A

Completed:

Reason	Date	FR Cite
Withdrawn due to time constraints--not a priority.	01/10/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB69

317. FOOD STAMP PROGRAM MEDICAL EXPENSE DEDUCTION

CFR Citation: 7 CFR 273

Completed:

Reason	Date	FR Cite
Final Action	04/07/95	60 FR 17628
Final Action Effective	05/08/95	

Small Entities Affected: None

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Completed/Longterm Actions

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB78

318. ASSET ACCUMULATION DEMONSTRATION PROJECTS

CFR Citation: None

Completed:

Reason	Date	FR Cite
Final Action	12/09/94	59 FR 63755
Final Action Effective	12/09/94	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, 703 305-2760

RIN: 0584-AB80

319. FOOD STAMP PROGRAM: MAXIMUM ALLOTMENTS FOR THE 48 STATES AND DC, AND INCOME ELIGIBILITY STANDARDS & DEDUCTIONS FOR THE 48 STATES, DC, ALASKA, HAWAII, GUAM, AND THE VIRGIN ISLANDS

CFR Citation: None

Completed:

Reason	Date	FR Cite
Final Action	01/11/95	60 FR 2731
Final Action Effective	10/01/94	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, 703 305-2246

RIN: 0584-AB85

320. FOOD STAMP PROGRAM: MAXIMUM ALLOTMENTS FOR ALASKA, HAWAII, GUAM, AND THE VIRGIN ISLANDS

CFR Citation: None

Completed:

Reason	Date	FR Cite
Final Action	01/11/95	60 FR 2730
Final Action Effective	10/01/94	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Sheri Ackerman, 703 305-2246

RIN: 0584-AB86

BILLING CODE 3410-30-F

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Food Safety and Inspection Service (FSIS)

321. FOOD ADDITIVES AND GRAS SUBSTANCES USED AS INGREDIENTS IN MEAT FOOD AND POULTRY PRODUCTS

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 451 et seq; 21 USC 601 et seq

CFR Citation: 9 CFR 318; 9 CFR 381

Legal Deadline: None

Abstract: This proposed rule would amend the Federal meat and poultry products inspection regulations to simplify the procedures by which FSIS approves food additives and Generally Recognized as Safe substances to be used as ingredients in meat food products and poultry products. The proposed rule will be developed in cooperation with the Food and Drug Administration to make the Federal regulation of food additives and other substances that may be used as ingredients in meat food and poultry products more efficient and uniform.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Judith A. Segal, Director, Policy, Evaluation and Planning Staff, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, 202 720-7773

RIN: 0583-AB02

322. SUBSTITUTE PRODUCTS IDENTIFIED BY STANDARDIZED TERMS AND NUTRIENT CONTENT CLAIMS

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 451 et seq; 21 USC 601 et seq

CFR Citation: 9 CFR 319; 9 CFR 381

Legal Deadline: None

Abstract: This proposed rule would amend the Federal meat and poultry products inspection regulations to establish a standard of identity and composition for meat and poultry products that qualify to use nutrient content claims for a reduction in fat content associated with a standardized product name, e.g., "fat-free bologna." This action stems from the nutrition labeling rulemaking which allows modified versions of certain standardized products, using novel fat-replacing ingredients, i.e., water and binders.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Charles Edwards, Director, Product Assessment Division, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, 202 254-2565

RIN: 0583-AB51

323. PATHOGEN REDUCTION; HAZARD ANALYSIS AND CRITICAL CONTROL POINTS (HACCP) SYSTEMS

Priority: Economically Significant

Legal Authority: 21 USC 451 et seq; 21 USC 601 et seq

CFR Citation: 9 CFR 308; 9 CFR 310; 9 CFR 318; 9 CFR 320; 9 CFR 325; 9 CFR 326; 9 CFR 327; 9 CFR 381

Legal Deadline: None

Abstract: This proposed rule would require all meat and poultry establishments to develop and maintain a Hazard Analysis and Critical Control Point (HACCP) system. The Agency is

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also proposing certain pathogen reduction interventions in processing operations, which can subsequently be incorporated into industry HACCP systems. Interim targets for pathogen reduction would be established. Microbiological testing is being proposed as a means to evaluate the effectiveness of processing interventions and other process controls and to determine whether establishments are achieving pathogen reduction targets.

Timetable:

Action	Date	FR Cite
NPRM	02/03/95	60 FR 6774
NPRM Comment Period End	06/05/95	
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Paula M. Cohen, Director, Regulations Development, Policy, Evaluation and Planning Staff, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 720-7164**

RIN: 0583-AB69

324. USE OF TRISODIUM PHOSPHATE ON RAW, UNCHILLED POULTRY CARCASSES

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 451 et seq

CFR Citation: 9 CFR 381

Legal Deadline: None

Abstract: This proposed rule would amend the poultry products inspection regulations to permit the application of trisodium phosphate (TSP) on raw, unchilled poultry carcasses. TSP would be permitted as an antimicrobial agent on raw, unchilled poultry carcasses. Tests conducted by industry and FSIS have shown that the use of TSP reduces microbial populations on raw, unchilled poultry carcasses. This proposed rule is in response to a petition filed by Rhone-Poulenc, Inc., Cranbury, New Jersey.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kenneth Peterson, Slaughter Inspection Standards and Procedures Division, Science and Technology, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 720-3219**

RIN: 0583-AB80

325. NUTRITION LABELING; NEW PRODUCT CATEGORIES AND REFERENCE AMOUNTS

Priority: Other Significant

Legal Authority: 21 USC 601 et seq; 21 USC 451 et seq

CFR Citation: 9 CFR 317; 9 CFR 381

Legal Deadline: None

Abstract: This proposed rule would amend the Federal meat and poultry products inspection regulations by adding three new product categories and reference amounts to the new product categories and reference amounts chart. FSIS has received requests through public comments and the labeling application process to add new product categories and reference amounts for "Beans with meat, plain or in sauce," "Appetizers," and "Major condiments." FSIS is also proposing to allow manufacturers of meal-type products packaged in volumes greater than one serving to be labeled as the fractional statement of the promoted serving size (e.g., 1/2 package, 1/4 package).

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Charles Edwards, Director, Product Assessment Division, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 254-2565**

RIN: 0583-AB81

326. • TRANSPORTING UNDENATURED POULTRY FEET TO OTHER ESTABLISHMENTS FOR PROCESSING

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 451 et seq

CFR Citation: 9 CFR 381

Legal Deadline: None

Abstract: FSIS is proposing to amend the poultry products inspection regulations to permit the transportation of undenatured poultry feet from one federally inspected poultry establishment to another establishment for further processing before the feet are exported. Establishments would be permitted to ship undenatured poultry feet to another establishment for export provided that the receiving establishment maintains records that identify the incoming undenatured poultry feet, their source, and their location at all times during processing. The receiving establishment would be required to certify in writing that the poultry feet have not been, nor will be, commingled with other products intended for human consumption within the United States. This action is in response to a petition submitted by DanD Food Marketing, Inc., Springfield, Missouri.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Alice Thaler, Chief, Project Management Branch, Slaughter Inspection Standards and Department of Agriculture, Food Safety and Inspection Service, Procedures Division, Science and Technology, Washington, DC 20250, **202 720-3219**

RIN: 0583-AB84

327. • USE OF THE TERM "FRESH" ON THE LABELING OF RAW POULTRY PRODUCTS

Priority: Other Significant

Legal Authority: 21 USC 451 et seq

CFR Citation: 9 CFR 381

Legal Deadline: None

Abstract: This rule will amend the poultry products inspection regulations to prohibit the use of the term "fresh" on the labeling of raw poultry product if the internal temperature of the product has ever been below 26 degrees F. The rule will require such poultry product to be labeled with a descriptive term reflecting this fact. This action will ensure that poultry products

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distributed to consumers are not labeled in a false or misleading manner.

Timetable:

Action	Date	FR Cite
NPRM	01/17/95	60 FR 3454
NPRM Comment Period End	03/20/95	
NPRM Extension of Comment Period	03/20/95	60 FR 14668

Action	Date	FR Cite
NPRM Comment Period End	05/20/95	
Final Action	07/00/95	

Small Entities Affected: None

Government Levels Affected: State, Federal

Agency Contact: Charles Edwards, Director, Product Assessment Division, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 254-2565**

RIN: 0583–AB86

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Food Safety and Inspection Service (FSIS)

328. REQUIREMENTS FOR FOREIGN COUNTRY IMPORT CERTIFICATION AND LIVE ANIMAL IMPORTATION

Priority: Substantive, Nonsignificant

Legal Authority: PL 99-198

CFR Citation: 9 CFR 327; 9 CFR 381

Legal Deadline: None

Abstract: This rule will respond to amendments to the Federal Meat Inspection Act by the Food Security Act of 1985. The amendments require that FSIS periodically certify residue control programs submitted by foreign countries desiring to export meat and poultry products to the United States. The amendments also provide the Secretary with the authority to issue an order prohibiting the importation of livestock for immediate slaughter that have been administered a drug or antibiotic banned for use in the United States.

Timetable:

Action	Date	FR Cite
NPRM	07/26/88	53 FR 27998
NPRM Comment Period End	09/26/88	
Reproposal	03/09/90	55 FR 8956
Reproposal Comment Period End	04/09/90	
Final Action	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence Skinner, Director, Foreign Programs Division, International Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 720-6933**

RIN: 0583–AA47

329. NUTRITION LABELING: HEALTH CLAIMS ON MEAT AND POULTRY PRODUCTS

Priority: Other Significant

Legal Authority: 21 USC 601 et seq; 21 USC 451 et seq

CFR Citation: 9 CFR 317; 9 CFR 381

Legal Deadline: None

Abstract: This rule will amend the Federal meat and poultry products inspection regulations to permit the use of health claims that characterize the relationship of a substance to a disease-related or health-related condition on labeling of meat and poultry products. The rule will also establish a labeling application process for such health claims. This action stems from the final nutrition labeling regulations.

Timetable:

Action	Date	FR Cite
NPRM	05/25/94	59 FR 27144
NPRM Comment Period End	07/25/94	
Final Action	06/00/95	
Final Action Effective	11/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Charles Edwards, Director, Product Assessment Division, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 254-2565**

RIN: 0583–AB64

330. TRISODIUM PHOSPHATE AS A POST-CHILL ANTIMICROBIAL TREATMENT FOR RAW POULTRY

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 451 et seq

CFR Citation: 9 CFR 381

Legal Deadline: None

Abstract: This rule will amend the poultry products inspection regulations to permit the use of trisodium phosphate as a post-chill antimicrobial treatment for inspected and passed raw poultry products. FSIS has received a petition from Rhone-Poulenc, Inc., Cranbury, New Jersey, to use this substance as a processing aid in post-chill poultry slaughter operations.

Timetable:

Action	Date	FR Cite
NPRM	01/05/94	59 FR 551
NPRM Comment Period End	03/07/94	
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: William O. James, Director, Slaughter Inspection Standards and Procedures Division, Department of Agriculture, Food Safety and Inspection Service, Science and Technology, Washington, DC 20250, **202 720-3219**

RIN: 0583–AB65

331. POULTRY PRODUCTS PRODUCED BY MECHANICAL SEPARATION AND PRODUCTS IN WHICH SUCH POULTRY PRODUCTS ARE USED

Priority: Other Significant

Legal Authority: 21 USC 451 et seq

CFR Citation: 9 CFR 381

Legal Deadline: None

Abstract: This rule will amend the Federal poultry products inspection regulations to prescribe a definition and standard of identity and composition for the finely comminuted poultry

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product that results from the mechanical separation and removal of most of the bone from poultry carcasses and parts of carcasses ("Mechanically Separated (Kind) (MS(K))" including requirements for bone solids content (measured as calcium content) and bone particle size; specify certain limitations for the use of MS(K); establish recordkeeping requirements for bone solids content and bone particle size; and establish labeling requirements for MS(K), and for poultry products and meat food products containing MS(K) as an ingredient.

Timetable:

Action	Date	FR Cite
ANPRM	06/15/93	58 FR 33040
ANPRM Comment Period End	08/16/93	
Second ANPRM	03/03/94	59 FR 10230
ANPRM Extension of Comment Period	05/02/94	59 FR 22554
Second ANPRM Comment Period End	05/02/94	
ANPRM Extension of Comment Period End	06/01/94	
NPRM	12/06/94	59 FR 62629
NPRM Comment Period End	02/06/95	
NPRM Extension of Comment Period	02/06/95	60 FR 6975
NPRM Comment Period End	03/06/95	
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: John W. McCutcheon, Deputy Administrator, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 720-2709**

RIN: 0583-AB68

332. NUTRITION LABELING OF GROUND BEEF AND HAMBURGER

Priority: Other Significant

Legal Authority: 21 USC 601 et seq; 21 USC 451 et seq

CFR Citation: 9 CFR 317; 9 CFR 381

Legal Deadline: None

Abstract: This final rule will amend the Federal meat and poultry inspection regulations to provide increased flexibility in the labeling of ground meat and poultry products. This rule allows consumers to readily

differentiate between the varying amounts of fat in these products in order to help them to select lower fat versions of these products and to encourage the continued marketing of lower fat ground products. This action is taken in response to a petition received from Western States Meat Association, Oakland, California.

Timetable:

Action	Date	FR Cite
NPRM	05/24/94	59 FR 26916
NPRM Extension of Comment Period	07/05/94	59 FR 34396
NPRM Comment Period End	07/08/94	
NPRM Extension of Comment Period End	08/22/94	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles Edwards, Director, Product Assessment Division, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 254-2565**

RIN: 0583-AB74

333. USE OF SOY PROTEIN CONCENTRATE AND FOOD STARCH—MODIFIED AS BINDERS IN CURED PORK PRODUCTS: DIRECT FINAL RULE

Priority: Routine and Frequent

Legal Authority: 21 USC 601 et seq

CFR Citation: 9 CFR 318

Legal Deadline: None

Abstract: The Food Safety and Inspection Service (FSIS) plans to increase the permitted use level of food starch-modified and approve the use of soy protein concentrate in certain cured pork products. The technical effect of these substances when added to product is to reduce water purge (pumped brine) from the product. Both of these substances are listed in the Food and Drug Administration regulations as generally recognized as safe for use in foods in accordance with good manufacturing practice. The technical data and information supplied by the petitioners (Central Soya, Fort Wayne, IN, and the National Starch and Chemical Company, Bridgewater, NJ), have been received and it has been determined that the use of these substances is functional and

suitable for the intended purpose. This rule only makes minor, technical changes to the chart of substances approved for use in meat products.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles Edwards, Director, Product Assessment Division, Regulatory Programs, Department of Agriculture, Food Safety and Inspection Service, Washington, DC 20250, **202 254-2565**

RIN: 0583-AB82

334. • REDUCTION OF ACCREDITATION FEES FOR FSIS-ACCREDITED LABORATORIES

Priority: Other Significant

Legal Authority: 21 USC 450 et seq; 21 USC 601 et seq

CFR Citation: 9 CFR 318; 9 CFR 381; 9 CFR 391

Legal Deadline: None

Abstract: This rule amends the Federal meat and poultry products inspection regulations by reducing the fee charged participants in the Agency's Accredited Laboratory Program (ALP). Non-Federal analytical laboratories are qualified under the ALP to conduct analyses of official meat and poultry samples. Laboratory accreditation fees that cover the costs of the ALP are mandated by the Food, Agriculture, Conservation, and Trade Act of 1990 (the 1990 Farm Bill), as amended. FSIS has determined that reduced ALP expenditures for fiscal year 1995 will enable FSIS to charge a reduced accreditation fee (\$2,500 instead of \$3,500) per accreditation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/27/94	59 FR 66446
Interim Final Rule Comment Period End	01/26/95	
Final Action	04/00/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. Jess Rajan, Chief, Chemistry Division, Quality Systems Branch, Science and Technology,

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Department of Agriculture, Food Safety
and Inspection Service, Washington,
DC 20250, 202 205-0679

RIN: 0583-AB87

DEPARTMENT OF AGRICULTURE (USDA)
Food Safety and Inspection Service (FSIS)

Completed/Longterm Actions

**335. SODIUM/POTASSIUM LACTATE
AS MEANS OF REDUCING CERTAIN
PATHOGENIC MICROORGANISMS IN
CERTAIN POULTRY PRODUCTS**

CFR Citation: 9 CFR 318; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action anticipated.	02/07/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles Edwards, 202 254-2565

RIN: 0583-AA83

**336. CONTROL OF ADDED
SUBSTANCES AND LABELING
REQUIREMENTS FOR TURKEY HAM
PRODUCTS**

CFR Citation: 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn	02/07/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dorothy Stringfellow, 202 690-2087

RIN: 0583-AA84

**337. IMPORTED CANADIAN
PRODUCT; PROVISION FOR
"STREAMLINED" INSPECTION
PROCEDURES; EXEMPTION FROM
OFFICIAL MARK OF INSPECTION**

CFR Citation: 9 CFR 327; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action necessary.	10/06/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Manis, 202 720-2952

RIN: 0583-AA99

**338. CENTRALIZATION AND
AUTOMATION OF EXPORT
CERTIFICATION PROCESS**

CFR Citation: 9 CFR 322; 9 CFR 381

Completed:

Reason	Date	FR Cite
End Review - No action planned in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Fetzner, 202 501-6022

RIN: 0583-AB04

**339. USE OF COMPRESSED AIR,
CARBON DIOXIDE GAS, OR
NITROGEN GAS TO FACILITATE
BONING OF CARCASSES OR PARTS
THEREOF**

CFR Citation: 9 CFR 310; 9 CFR 318

Completed:

Reason	Date	FR Cite
Withdrawn - No further action anticipated.	02/07/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dorothy Stringfellow, 202 690-2087

RIN: 0583-AB13

**340. POLICY FOR DIFFERENTIATING
BETWEEN CALVES AND ADULT
CATTLE**

CFR Citation: 9 CFR 309; 9 CFR 310

Completed:

Reason	Date	FR Cite
Withdrawn - No further action necessary.	01/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Craig Reed, 202 720-5190

RIN: 0583-AB18

**341. DETERMINING THE
AMENABILITY OF BIRDS TO
MANDATORY FEDERAL INSPECTION**

CFR Citation: 9 CFR 362; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action necessary.	10/16/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Judith A. Segal, 202 720-7773

RIN: 0583-AB29

**342. NOTIFICATION OF RESIDUE
VIOLATORS AND TESTING OF
SUBSEQUENT SHIPMENTS OF
ANIMALS**

CFR Citation: 9 CFR 310; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action necessary.	01/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William Leese, 202 720-3311

RIN: 0583-AB32

**343. REQUIREMENTS FOR IMPORTED
POULTRY PRODUCTS**

CFR Citation: 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action necessary.	01/31/95	

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Completed/Longterm Actions

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John C. Prucha, 202 720-3473

RIN: 0583-AB42

344. PRIOR LABEL APPROVAL PROCESS

CFR Citation: 9 CFR 317; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action anticipated.	02/07/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cheryl Wade, 202 254-2590

RIN: 0583-AB50

345. PROMINENT LABELING DISCLOSURES ON MEAT AND POULTRY PRODUCTS

CFR Citation: 9 CFR 317; 9 CFR 318; 9 CFR 319; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action anticipated.	02/07/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cheryl Wade, 202 254-2590

RIN: 0583-AB53

346. PROCEDURES FOR APPEALING PRODUCT RETENTIONS

CFR Citation: 9 CFR 318; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action anticipated	04/01/95	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. Craig A. Reed, 202 720-5190

RIN: 0583-AB62

347. RECORDKEEPING AND PRODUCTION CODE REQUIREMENTS FOR MEAT AND POULTRY ESTABLISHMENTS

CFR Citation: 9 CFR 320; 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action necessary.	10/06/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Patrick Clerkin, 202 254-2537

RIN: 0583-AB70

348. REFRIGERATION REQUIREMENTS FOR RAW MEAT AND POULTRY PRODUCTS

CFR Citation: 9 CFR 318

Completed:

Reason	Date	FR Cite
Merged with RIN 0583-AB69	10/19/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dorothy Stringfellow, 202 690-2087

RIN: 0583-AB75

349. MEAT PRODUCED BY ADVANCED MEAT/BONE SEPARATION MACHINERY AND MEAT RECOVERY SYSTEMS

CFR Citation: 9 CFR 301; 9 CFR 318; 9 CFR 319

Completed:

Reason	Date	FR Cite
Final Action	12/06/94	59 FR 62551
Final Action Effective	01/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Charles Edwards, 202 254-2565

RIN: 0583-AB76

350. ENHANCED POULTRY INSPECTION

CFR Citation: 9 CFR 381

Completed:

Reason	Date	FR Cite
Withdrawn - No further action anticipated.	02/07/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dr. Isabel Arrington, 202 720-7905

RIN: 0583-AB79

351. FEE INCREASE FOR INSPECTION SERVICES

CFR Citation: 9 CFR 391

Completed:

Reason	Date	FR Cite
Final Action	10/26/94	59 FR 53726
Final Action Effective	10/30/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William L. West, 202 720-3367

RIN: 0583-AB83

BILLING CODE 3410-DM-F

DEPARTMENT OF AGRICULTURE (USDA)
Foreign Agricultural Service (FAS)
Proposed Rule Stage
352. PROPOSED REGULATIONS GOVERNING IMPLEMENTATION OF THE COOPERATOR MARKET DEVELOPMENT PROGRAM OVERSEAS
Priority: Substantive, Nonsignificant**Legal Authority:** 7 USC 1704**CFR Citation:** 7 CFR 1550**Legal Deadline:** None

Abstract: These regulations are promulgated to provide minimum requirements and criteria for parties interested in participating in the Cooperator Market Development Program, as authorized in Section 601 of the Agricultural Act of 1954 (PL 480), and how they may apply and participate.

Timetable: Next Action Undetermined**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Barry D.

Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington, DC 20250, **202 720-6713**

RIN: 0551-AA26
353. SECTION 22 IMPORT QUOTAS
Priority: Other Significant**Legal Authority:** EO 3019**CFR Citation:** 7 CFR 6.20 to 6.34**Legal Deadline:** Final, Statutory, January 1, 1995.

Abstract: Provides for quotas for certain dairy and other agricultural products to prevent material interference with the domestic price support program for these commodities. In the case of dairy products, controls are administered through a licensing procedure so that the quotas may be allocated in a fair and equitable manner among importers and users. A fee is charged for each license issued to recover the costs of administering the licensing system. Procedures used to implement section 22 import quotas will need to be revised as the Uruguay Round multilateral trade agreement is implemented.

Timetable:

Action	Date	FR Cite
ANPRM	06/02/94	59 FR 28495
ANPRM Comment	08/01/94	
Period End		

Action	Date	FR Cite
Interim Final Rule	01/06/95	60 FR 1989
NPRM	04/00/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Barry D.

Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington, D. C. 20250, **202 720-6713**

RIN: 0551-AA27
354. CCC EXPORT CREDIT GUARANTEE PROGRAM (GSM-102) AND CCC INTERMEDIATE EXPORT CREDIT GUARANTEE PROGRAM (GSM-103)
Priority: Economically Significant

Legal Authority: 15 USC 714(b); 15 USC 714(f); 7 USC 5602; 7 USC 5622; 7 USC 5661; 7 USC 5663; 7 USC 5664; 7 USC 5676

CFR Citation: 7 CFR 1493**Legal Deadline:** None

Abstract: Revision of the regulations for the GSM-102 and GSM-103 programs to improve and update the current regulations and incorporate material required by the Agricultural Trade Act of 1978, as amended by section 1531 of the Food, Agriculture, Conservation, and Trade Act of 1990.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/06/91	56 FR 25998
Final Rule	10/19/94	59 FR 52866
Proposed Rule	04/00/95	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington, DC 20250, **202 720-6713**

RIN: 0551-AA30
355. REPORTING REQUIREMENTS RELATED TO TOBACCO EXPORTS
Priority: Informational

Legal Authority: 7 USC 509; PL 101-624, sec 1557

CFR Citation: 7 CFR 1525**Legal Deadline:** None

Abstract: Exporters/manufacturers of unmanufactured tobacco, cigarettes and cigarette-ready tobacco are required to maintain records and submit reports pertaining to such records on tobacco content related to crop year, grade, type, country of origin, and poundage to the Secretary of Agriculture. Submitted information will be provided to Congress. Annual cost to the Government is established at \$100,000.

Timetable:

Action	Date	FR Cite
ANPRM	12/17/93	58 FR 65941
ANPRM Comment	03/17/94	
Period End		
NPRM	00/00/00	

Small Entities Affected: Businesses**Government Levels Affected:** Undetermined**Analysis:** Regulatory Flexibility Analysis**Agency Contact:** Barry D.

Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, 14th Street & Independence Avenue SW., Washington, DC 20250, **202 720-6713**

RIN: 0551-AA32
356. SUGAR IMPORT LICENSING
Priority: Other Significant**Legal Authority:** 19 USC 1202

CFR Citation: 7 CFR 1530 subpart A; 7 CFR 1530 subpart B; 7 CFR 1530 subpart C

Legal Deadline: None

Abstract: This advance notice of proposed rulemaking addresses some administrative changes to the sugar import licensing programs. These changes are intended to increase the regulatory efficiency, assist in verifying program compliance and provide for the adherence of the applicable sugar provisions of the North American Free Trade Agreement.

Timetable:

Action	Date	FR Cite
ANPRM	05/04/94	59 FR 23017
ANPRM Comment	07/08/94	
Period End		
NPRM	00/00/00	

Small Entities Affected: Undetermined**Government Levels Affected:** Federal

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Proposed Rule Stage

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington, DC 20250-1000, **202 720-6713**

RIN: 0551-AA39

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Foreign Agricultural Service (FAS)

357. PROGRAM CRITERIA FOR THE SUNFLOWERSEED OIL ASSISTANCE PROGRAM (SOAP) AND THE COTTONSEED OIL ASSISTANCE PROGRAM (COAP)

Priority: Other Significant

Legal Authority: PL 101-624, sec 1531; 7 USC 5663

CFR Citation: 7 CFR 1570

Legal Deadline: NPRM, Statutory, May 31, 1991.

Abstract: This regulation establishes the criteria to evaluate and approve proposals for country and commodity initiatives under the SOAP and COAP. The establishment of criteria for these programs is mandated under Section 403(a) of the Agricultural Trade Act of 1978, as amended in Section 1531 of the Food, Agriculture, Conservation, and Trade Act of 1990.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/27/91	56 FR 42222
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Barry D. Abromovage, Regulatory Coordinator, Compliance Review Staff, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington, DC 20250, **202 720-6713**

RIN: 0551-AA31

358. SUNFLOWERSEED OIL ASSISTANCE PROGRAM OPERATIONS (SOAP) AND COTTONSEED OIL ASSISTANCE PROGRAM OPERATIONS (COAP)

Priority: Other Significant

Legal Authority: 7 USC 1464, sec 201(b)(2)(A); PL 101-624, sec 1541 As amends 7 USC 1464, sec 201 (b)(2)

CFR Citation: 7 CFR 1570 subpart B; 7 CFR 1570 subpart C

Legal Deadline: None

Abstract: Title 7, part 1570, subpart B will establish operational regulations for the Sunflowerseed Oil Assistance Program (SOAP). Title 7, part 1570, subpart C will establish operational regulations for the Cottonseed Oil Assistance Program (COAP). These programs have been previously administered by the Foreign Agricultural Service through the issuance of announcements and invitations for offers. The regulations will replace the issued announcements for SOAP and COAP.

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, 14th Street & Independence Ave SW., Washington, DC 20250, **202 720-6713**

RIN: 0551-AA33

359. DIRECT CREDIT PROGRAMS (GSM-5, GSM-201, GSM-301) REGULATIONS

Priority: Other Significant

Legal Authority: 15 USC 714(c) to 714(f); 07 USC 17070; 07 USC 5602; 07 USC 5621; 07 USC 5661; 07 USC 5662; 07 USC 5676

CFR Citation: 7 CFR 1487; 7 CFR 1488; 7 CFR 1491; 7 CFR 1492

Legal Deadline: None

Abstract: This final rule affects the regulations of the Commodity Credit Corporation (CCC) regarding the use of "direct credit." The CCC is issuing this final rule which deletes the regulations for the noncommercial risk assurance programs (GSM-101) and amends the

regulations for financing of sales of agricultural commodities (GSM-5), the CCC intermediate credit export sales program for breeding animals (GSM-201) and the CCC intermediate credit export sales program for foreign market development facilities (GSM-301). The amendments to the GSM-5, GSM-201 and GSM-301 Programs are made to incorporate material required by provisions of the Agricultural Trade Act of 1978, as amended by the Food, Agriculture, Conservation, and Trade Act of 1990 (P.L. 101-624).

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, 14th Street & Independence Avenue SW., Washington, DC 20250, **202 720-6713**

RIN: 0551-AA34

360. EMERGING DEMOCRACIES AGRICULTURAL FACILITY GUARANTEE PROGRAM

Priority: Other Significant

Legal Authority: 7 USC 5622 (b)

CFR Citation: 7 CFR 17; 7 CFR 1493

Legal Deadline: None

Abstract: The regulations will provide the terms and conditions of obtaining a Commodity Credit Corporation Export Credit Guarantee for agricultural facility establishment or improvement in emerging democracies that will primarily promote the export of U.S. agricultural commodities.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/01/93	58 FR 11786
Interim Final Rule Effective	03/01/93	

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Action	Date	FR Cite
Interim Final Rule Comment Period End	06/01/93	

Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: CCC, since the publication of the interim rule, has developed the Facilities Guarantee Program operational requirements. CCC intends to issue these operational requirements as a guideline, as provided by the interim rule. Soon thereafter CCC will publish a proposed rule, with the same content as the guidelines with the intention of using this proposal as the framework for a final rule after a pilot test of the guidelines.

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, 14th & Independence Ave SW., Washington, DC 20250, **202 720-6713**

RIN: 0551-AA35

361. REGULATIONS GOVERNING THE FINANCING OF COMMERCIAL SALES OF AGRICULTURAL COMMODITIES (P.L. 480 TITLE I PROGRAM)

Priority: Other Significant

Legal Authority: 7 USC 1701 to 1705; 7 USC 1736 (a); 7 USC 1736 (c); 7 USC 5676; EO 12220

CFR Citation: 7 CFR 17

Legal Deadline: None

Abstract: The proposed rule would clarify the interim rule published Feb. 1, 1991 in response to the 1990 Food, Agriculture, Conservation, and Trade Act; it would change the basis for demurrage/despatch computations and the distribution of despatch; and it would limit brokerage payments to country agents and expand U.S.

Government access to records. These actions would reduce the possibility of conflicts of interest, expedite loading of commodities, increase competition for ocean transportation and reduce ocean freight expenditures under the PL 480 Title I program.

Timetable:

Action	Date	FR Cite
NPRM	11/12/92	57 FR 53607
NPRM Comment Period End	01/13/93	
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Barry D. Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, 14th & Independence Ave SW., Washington, DC 20250, **202 720-6713**

RIN: 0551-AA36

362. FOREIGN DONATION OF AGRICULTURAL COMMODITIES

Priority: Informational

Legal Authority: 7 USC 1431(b); 7 USC 1736(o)

CFR Citation: 7 CFR 1499

Legal Deadline: None

Abstract: This proposed rule would establish regulations governing the foreign donation of agricultural commodities by the Commodity Credit Corporation pursuant to Section 416 (b) of the Agricultural Act of 1949, or the Food for Progress Act of 1985.

Timetable:

Action	Date	FR Cite
NPRM	02/14/94	59 FR 6916
NPRM Comment Period End	04/15/94	
Final Action	00/00/00	

Small Entities Affected: Organizations

Government Levels Affected: Federal

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington DC 20250-1000, **202 720-6713**

RIN: 0551-AA38

363. • EXPORT BONUS PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 5602; 7 USC 5651; 7 USC 5661 to 5662; 7 USC 5676; 15 USC 714(c)

CFR Citation: 7 CFR 1494

Legal Deadline: None

Abstract: The proposed amendment of the rule deletes the experience requirement for any interested person not currently qualified to participate in the EEP and/or DEIP. All new participants will receive bonus payments after demonstrating the entry of the eligible commodity into the eligible country. Once the new participant demonstrates entry, for any subsequent agreements payments of bonuses will be made on the submission of export documents.

Timetable:

Action	Date	FR Cite
NPRM	01/18/95	60 FR 3564
NPRM Comment Period End	03/20/95	
Final Action	05/00/95	

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Barry Abromovage, Regulatory Coordinator, Department of Agriculture, Foreign Agricultural Service, Room 4957 South Building, Washington, DC 20250, **202 720-6713**

RIN: 0551-AA40

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Foreign Agricultural Service (FAS)

364. REGULATIONS GOVERNING IMPLEMENTATION OF THE MARKET PROMOTION PROGRAM (MPP) OVERSEAS

CFR Citation: 7 CFR 1736; 7 CFR 1485

Completed:

Reason	Date	FR Cite
Final Action	02/01/95	60 FR 6352

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barry D. Abromovage, **202 720-6713**

RIN: 0551-AA24

BILLING CODE 3410-10-F

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Forest Service (FS)

365. HYDROPOWER APPLICATIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 551; 43 USC 1761**CFR Citation:** 36 CFR 251.54; 36 CFR 251.57**Legal Deadline:** None

Abstract: A revision of Agency procedures is needed to reduce confusion regarding the role of the Forest Service in permitting hydropower uses on National Forest System lands. The goal of the directives will be to establish procedures, compatible with the procedures of the Federal Energy Regulatory Commission (FERC) for obtaining various approvals and involvement of the Forest Service in a timely manner.

In addition, the directives will establish a fee system for hydropower uses as required by Title V, Section 501 of the Federal Land Policy and Management Act of 1976. A Notice of Proposed Policy was published 6/8/84 and comments were received. The proposed policy will take those comments into account.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

Small Entities Affected: Undetermined**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA47

These prohibitions derive from either statutes governing National Forest programs or other regulations. The regulations at Subpart B authorize Regional Foresters, Forest Supervisors, or Station Directors to close National Forest System lands under their jurisdiction to certain uses or to restrict some uses of NFS lands. These closures are issued by order. The regulations at 36 CFR Part 262 set out law enforcement support activities on a service-wide basis.

Comments on the first proposed rule are currently in the process of review and analysis, following the public review and comment period which expired May 18, 1994. Because of the high level of public interest in this rulemaking the agency has decided to issue a second proposed rule for comment.

Timetable:

Action	Date	FR Cite
Begin Review	10/01/87	
End Review	08/01/88	
NPRM	02/16/94	59 FR 7880
NPRM Comment Period End	05/18/94	
Second NPRM	10/00/95	
Second NPRM Comment Period End	01/00/96	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Additional Information: RIN 0596-AA65 was combined with RIN 0596-AA75

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA75

Act of January 12, 1983. The regulations imply that the disposal of mineral fractions by sale can only be made in response to an application from an abutting landowner, thus discouraging the conveyance by sale to the public. The Act clearly authorizes sale of mineral fractions to the public through public sale, as well as individual applications, provided that certain conditions are met. The revisions will clarify the application of the Act to ensure that both individual applications and public sale are permissible means of disposing of qualifying tracts.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA79**366. NATIONAL FOREST PROHIBITIONS; LAW ENFORCEMENT SUPPORT ACTIVITIES****Priority:** Other Significant

Legal Authority: 16 USC 472; 16 USC 551; 16 USC 683; 7 USC 1011(f); 16 USC 1246(e); 16 USC 1133(c) to 1133(d)(1); 16 USC 559(a)

CFR Citation: 36 CFR 261; 36 CFR 262**Legal Deadline:** None

Abstract: Regulations at 36 CFR 261, subpart A, set out the acts prohibited on National Forest System (NFS) lands.

367. REVISE SMALL TRACTS ACT REGULATIONS**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 521(c) to 521(i)

CFR Citation: 36 CFR 254, subpart C**Legal Deadline:** None

Abstract: Implementation of the Agency's Small Tracts regulations has revealed an inadvertent inconsistency between the regulations at 36 CFR 254.35(f) and 254.41(a) and the legislative history of the Small Tracts

368. ISOLATED CABIN POLICY**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 477 to 482; 16 USC 551

CFR Citation: 36 CFR 251**Legal Deadline:** None

Abstract: Agency policy is to terminate isolated cabin authorizations on National Forest System land that were constructed without advance authorization and subsequently authorized by special-use permit. These cabins are used for part- or full-time occupancy. These cabins differ from recreation residences which were established in tracts specific for this purpose and built with Agency approval and supervision. Isolated cabins originated in several ways, including encroachment and mining claims. They restrict management of the surrounding National Forest land and deprive the public from the use and enjoyment of the land actually occupied and the surrounding area. The action proposed is to seek input from the public as to whether the present

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policy should be continued, or whether it should be revised so as to examine each isolated occupancy and determine whether, in the interest of fairness and equity, the cabin should be converted to a recreation residence. This proposal to revise current policy was originally included in proposed policy on recreation residences (RIN No. 0596-AB06).

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	12/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA85

369. SOLID WASTE DISPOSAL POLICY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 497; 43 USC 931(c)

CFR Citation: 36 CFR 251

Legal Deadline: None

Abstract: A proposal for solid waste disposal is being developed to reflect changes which have occurred as a result of the Resource and Conservation Recovery Act, the Comprehensive Environmental Response, Compensation, and Liability Act, and an increased knowledge of solid waste disposal. The proposal would prohibit the authorization of new sites and provide for the phase-out of existing sites. During the phase out period authorizations would be amended to provide resource protection. Adoption of this policy would reduce administrative costs associated with administration of solid waste disposal sites, and protect the resources of the National Forest System lands. The proposal would impact 110 sites currently authorized.

Timetable:

Action	Date	FR Cite
ANPRM	06/26/90	55 FR 25990
ANPRM Withdrawn	07/10/90	55 FR 28258

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Interim Final Rule	00/00/00	

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: State, Local, Federal

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA92

370. IRREVOCABLE LETTER OF CREDIT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 472a; 16 USC 528 to 531; 16 USC 1600 et seq; 12 USC 1 et seq

CFR Citation: None

Legal Deadline: None

Abstract: In a 1987 court decision, a letter of credit issued in lieu of surety bond was found to be unenforceable because the person who signed the letter of credit did not have authority to do so and because the bank had violated State law in regard to limits of liability. To remedy this problem, the Forest Service is proposing to issue a requirement that the bank president certify as to the authority of the person signing the letter of credit and the conformance with State and Federal statutes. An automatic extension of the expiration date would also be required.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P. O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA93

371. TIMBER SALE PERFORMANCE AND PAYMENT BOND FORM REVISION

Priority: Other Significant

Legal Authority: 31 USC 9301 to 9309; 31 USC 223 to 225

CFR Citation: None

Legal Deadline: None

Abstract: Following a period of high-priced timber sales bid prior to 1982, the Forest Service experienced a number of contract defaults on these sales. Subsequently, the Forest Service has had difficulty collecting from some sureties on the bonds guaranteeing performance on these sales. As part of a financial security initiative affecting future sales, the Forest Service is proposing to revise the payment and performance bonds to clarify surety's obligation in regard to what is being guaranteed, when payment is due in case of default, what additional charges will be assessed if payment is not made when due and when collection action may be suspended. Other alternatives include eliminating surety bonds as a form of security, reducing surety guarantee to mid-point and periodic payment and retention of current bond forms. Upon adoption the final revised bond forms will be issued for use by Forest Service Contracting and Fiscal Officers for future timber sale contracts. The former title, Surety Bond Form Revision, has been modified to more accurately reflect the content of the proposed rule.

Timetable:

Action	Date	FR Cite
NPRM	01/17/89	54 FR 1742
NPRM Comment Period End	03/20/89	
Second NPRM	06/00/95	
Second NPRM Comment Period End	09/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Final action on this entry was delayed to obtain advice of the Comptroller General. Because of the lengthy delay this action will be published as proposed once more.

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA94

USDA—FS

Proposed Rule Stage

372. NATIONAL FOREST SYSTEM LAND AND RESOURCE MANAGEMENT PLANNING**Priority:** Regulatory Plan**Legal Authority:** 16 USC 1600 et seq; 5 USC 301**CFR Citation:** 36 CFR 219**Legal Deadline:** None

Abstract: This rulemaking will revise the regulations governing forest land and resource management planning to reflect agency experience in preparing initial forest plans as required by the National Forest Management Act. The rule will articulate and clarify the forest planning and decisionmaking process, propose ways to streamline plan amendment and revision, and, in general, adjust and fine tune the rule and its requirements to make the planning process more realistic, meaningful, and efficient.

Timetable:

Action	Date	FR Cite
ANPRM	02/15/91	56 FR 6508
NPRM	04/13/95	60 FR 18886
NPRM Comment	07/12/95	
Period End		
Final Action	04/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington DC 20090-6090, **703 235-1488**

RIN: 0596-AB20**373. DISPOSAL OF NATIONAL FOREST TIMBER; CANCELLATION OF TIMBER SALE CONTRACTS****Priority:** Regulatory Plan**Legal Authority:** 16 USC 551**CFR Citation:** 36 CFR 223.40; 36 CFR 223.116**Legal Deadline:** None

Abstract: Current regulations governing cancellation of National Forest timber sale contracts do not adequately protect the Government's financial interests in the event the Forest Service is forced to cancel contracts due to events beyond its control arising from compliance with environmental statutes. This rulemaking would remove an unworkable compensation-of-damages formula, remove limits

applicable to length of contract term, and establish a termination for environmental protection clause in timber sale contracts, a standard in most Federal procurement contracts.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment	09/00/95	
Period End		
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: None**Government Levels Affected:** Undetermined

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AB21**374. CHANGE EMPHASIS AWAY FROM RESIDUAL VALUE APPRAISAL TO TRANSACTION EVIDENCE APPRAISAL AS THE PRIME METHOD OF APPRAISING NATIONAL FOREST TIMBER****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1600**CFR Citation:** 36 CFR 223.60**Legal Deadline:** None

Abstract: The emphasis will be changed in 36 CFR 223.60 away from the Residual Value Appraisal method of appraising National Forest timber to the Transaction Evidence Appraisal method. The basic procedure will be the Transaction Evidence Appraisal system, except in Region 10 where Residual Value appraising will continue to be used in light of the two long-term contracts that are currently in place. Other uses of the Residual Value and other appraisal systems may be used subject to approval from the Chief of the Forest Service.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment	07/00/95	
Period End		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box

96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AB26**375. SPECIES SURPLUS TO DOMESTIC MANUFACTURING NEEDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 620 et seq**CFR Citation:** 36 CFR 223.200**Legal Deadline:** None

Abstract: This proposed rule would amend 36 CFR 223.200, to list species proposed to be surplus to domestic manufacturing needs. This proposed rule would implement a portion of section 489(b) of the Forest Resources Conservation and Shortage Relief Act of 1990 (16 USC 620 et seq). Section 489(a) of the Act provides that no person who acquires unprocessed timber originating from Federal lands west of the 100th meridian in the contiguous 48 States may export such timber from the United States, or sell, trade, exchange or otherwise convey such timber from the United States, unless such timber has been determined under subsection (b) to be surplus to the needs of timber manufacturing facilities in the United States. Section 489(b) of the Act provides that the prohibition contained in section (a) shall not apply to specific quantities of grades and species of unprocessed timber originating in Federal lands which the Secretary concerned determines to be surplus to domestic manufacturing needs.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment	07/00/95	
Period End		
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: Businesses**Government Levels Affected:** State, Local, Federal

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AB27

USDA—FS

Proposed Rule Stage

376. RETENTION OF DOWNPAYMENT ON TIMBER SALE CONTRACTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 472(a); 16 USC 618**CFR Citation:** 36 CFR 223.49**Legal Deadline:** None

Abstract: The Federal Timber Sale Contract Payment Modification Act directs the Forest Service to require purchasers to make downpayments and periodic payment on timber sales. The objective of these requirements is to discourage speculative bidding on National Forest System timber sales. This rule will identify the requirements to hold downpayments until the timber sale contract is substantially completed.

Timetable:

Action	Date	FR Cite
ANPRM	02/02/94	59 FR 4879
ANPRM Comment Period End	03/04/94	
NPRM	08/00/95	
NPRM Comment Period End	09/00/95	
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: Businesses**Government Levels Affected:** None**Public Compliance Cost:** Initial Cost: \$10,000; Yearly Recurring Cost: \$0

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB28**377. NATIONAL FOREST SYSTEM LAND AND RESOURCE MANAGEMENT PLANNING FOREST SERVICE MANUAL CHAPTER 1920****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1600 et seq**CFR Citation:** None**Legal Deadline:** None

Abstract: The proposed manual policy would incorporate all direction for land and resource management planning into one Forest Service Manual chapter (FSM 1920). The proposed policy would clarify how the revised land and resource management planning regulations at 36 CFR 219 will be implemented. The proposal will focus on implementation of forest plans:

monitoring, evaluation, amendment, and revision of forest plans; and clarifying the relationship between forest planning and project decisionmaking. (See entry for RIN 0596-AB20.)

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	02/00/96	
Final Action	08/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB31**378. USE OF FIXED ANCHORS FOR ROCK CLIMBING IN WILDERNESS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1121; 16 USC 1131 to 1136**CFR Citation:** 36 CFR 261.16; 36 CFR 293.9**Legal Deadline:** None

Abstract: The sport of rock climbing is often accomplished by using fixed, rather than removable, metal bolts and anchors. These bolts are considered permanent improvements when installed. These improvements may detract from the wilderness experience and are not compatible with management of the wilderness resource. The Forest Service proposes to reduce impacts on the wilderness resource by prohibiting all use of fixed anchors in the wilderness.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	03/00/96	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None

Public Compliance Cost: Initial Cost: \$0; Yearly Recurring Cost: \$1,000; Base Year for Dollar Estimates: 1992

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box

96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB33**379. COLLECTION OF REIMBURSABLE COSTS FOR PROCESSING SPECIAL-USE APPLICATIONS AND ADMINISTRATION OF SPECIAL-USE AUTHORIZATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 43 USC 1764; 30 USC 181**CFR Citation:** 36 CFR 251**Legal Deadline:** None

Abstract: The objective of this proposal is to incorporate into regulation the authority contained in the Mineral Leasing Act and the Federal Land Policy and Management Act to reimburse the United States for reasonable administrative costs associated with the issuance and administration of special-use authorizations on National Forest System lands.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	
Interim Final Rule	09/00/95	

Small Entities Affected: Businesses, Organizations**Government Levels Affected:** None

Additional Information: Cost reimbursement for processing special-use applications and administration of special-use authorizations was originally included under RIN 0596-AA36. All provisions pertaining to the special-use application and administration process have been merged with RIN 0596-AB35. Thus, this rulemaking addresses only the cost-reimbursement provisions.

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB36

USDA—FS

Proposed Rule Stage

380. EXERCISE OF OUTSTANDING MINERAL RIGHTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 478; 16 USC 1613; 30 USC 181; 30 USC 228; 43 USC 1740**CFR Citation:** 36 CFR 228, subpart F**Legal Deadline:** NPRM, Statutory, December 24, 1992.

Abstract: This subpart will set forth the rules by which the Forest Service will carry out its statutory responsibilities for the management of oil and gas operations involving outstanding mineral rights on National Forest System lands within the Allegheny National Forest. These rules will, as required by the energy bill, PL 102-486, identify that information an owner of outstanding mineral rights must submit to the Forest Service 60 days prior to beginning operations and how the Forest Service will review such information.

The Forest Service did not consider other alternatives because these regulations are mandated by law. Public costs are insignificant but public benefits could be substantial in that Forest Service and industry cooperation should be enhanced.

Timetable:

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	10/00/95	
Interim Final Rule	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB38**381. SMITH RIVER NATIONAL RECREATION AREA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 460bbb(6); 16 USC 478; 16 USC 551**CFR Citation:** 36 CFR 292, subpart G**Legal Deadline:** None

Abstract: This subpart will set forth the rules by which the Forest Service will carry out its statutory responsibilities for the management of mineral

operations on National Forest System lands within the Smith River National Recreation Area, Six Rivers National Forest. These rules will, as required by the Smith River National Recreation Area Act (PL 102-612), promote and protect recreation opportunities but still allow for mineral operations to take place. The Forest Service did not consider other alternatives because these regulations are mandated by law. Public costs are insignificant, but the public benefits could be substantial in that Forest Service and industry cooperation should be enhanced.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	
Interim Final Rule	03/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB39**382. INDICES TO DETERMINE MARKET-RELATED TERM ADDITIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 618(b)**CFR Citation:** 36 CFR 233.52**Legal Deadline:** None

Abstract: Based on General Accounting Office Testimony Report Number T-RCED-92-58, 04/28/92, the Secretary of Agriculture agreed to reexamine the use of the Bureau of Labor Statistics unadjusted indices to determine whether wood product prices showed a drastic decline. The Secretary of Agriculture indicated the Forest Service would develop and publish for comment a proposed rule to use an alternative method to determine whether wood prices have drastically declined and warrant granting of a Market-Related Contract Term Addition. The proposed rulemaking would use seasonally adjusted producer price indices, adjusted to a constant dollar base, where available, to determine whether a drastic reduction in wood product prices has occurred. The title of this proposed rule has been changed from "Market-Related Term

Additions" in order to distinguish it from RIN 0596-AB41 which has a similar title.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	01/00/96	
Final Action Effective	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB40**383. MARKET-RELATED TERM ADDITIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 618(b)**CFR Citation:** 36 CFR 223.50; 36 CFR 223.53 (New)**Legal Deadline:** None

Abstract: Based on General Accounting Office Testimony Report Number T-RCED-92-58, 04/28/92, the Secretary of Agriculture agreed to reexamine the use of the Bureau of Labor Statistics unadjusted indices to determine whether wood product prices have shown a drastic decline. The Secretary of Agriculture indicated the Forest Service would develop and publish for comment a proposed rule to use an alternative method to determine whether wood prices have drastically declined and warrant granting of a Market-Related Contract Term Addition. The proposed rulemaking will propose using seasonally adjusted producer price indices, adjusted to a constant dollar base, where available, to determine whether a drastic reduction in wood product prices has occurred.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	01/00/96	
Final Action Effective	01/00/96	

Small Entities Affected: Undetermined**Government Levels Affected:** None

USDA—FS

Proposed Rule Stage

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB41

384. PRIVATE SALE OF GOLDEN EAGLE PASSPORTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 551; 16 USC 472; 16 USC 4601 to 4606(a); 16 USC 1281(d); 16 USC 1246(i); 16 USC 1133(b); 31 USC 9701; PL 103-66

CFR Citation: 36 CFR 291

Legal Deadline: None

Abstract: The Omnibus Reconciliation Act of 1993 authorizes the private sale of Golden Eagle Passports. The Act also directs that such sales will be subject to such terms and conditions as the Secretaries of Agriculture and Interior may jointly prescribe including detailed guidelines for promotional advertising, compliance monitoring, and withholding the cost of sales not to exceed eight percent. The purpose of this regulation is to establish the terms and conditions for the private sale of Golden Eagle Passports.

Timetable:

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment Period End	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Public Compliance Cost: Initial Cost: \$10,000; Yearly Recurring Cost: \$10,000; Base Year for Dollar Estimates: 1994

Procurement: This is a procurement-related action for which there is a statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB44

385. APPEAL OF DECISIONS RELATING TO OCCUPANCY AND USE OF NATIONAL FOREST SYSTEM LANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 472; 16 USC 551

CFR Citation: 36 CFR 251 subpart C

Legal Deadline: None

Abstract: Management decisions made regarding programs with Small Business Administration (FSM 2436, and FSH 2409.18 Ch. 90) have been appealed using 36 CFR 217 in the past. The actual compatibility between the type of decisions being made and this appeal rule has been tenuous because these decisions do not have the potential to affect the environment. 36 CFR 215 is now in effect and is clearly even less of an appropriate fit.

Therefore this proposed rule would amend 36 CFR 251 to provide an appeal process appropriate for the decisions being made with regard to small business programs.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
Begin Review	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB45

386. SALE AND DISPOSAL OF NATIONAL FOREST SYSTEM TIMBER; EXTENSION OF TIMBER SALE CONTRACTS TO PERMIT URGENT REMOVAL OF OTHER TIMBER

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 472a

CFR Citation: 36 CFR 223.50; 36 CFR 223.53

Legal Deadline: None

Abstract: This rule and policy change will provide for extension of National Forest System (NFS) timber sale contracts when such extension will

permit the prompt removal and utilization of non-NFS owned timber damaged by catastrophic events. The change will define the responsibilities of the parties for requesting and approving such extensions and specify when such extension should be approved. This change will also allow for the use of scarce timber resources and the recovery of economic benefits from timber that might otherwise be lost because of contractual obligations to harvest undamaged timber.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	09/00/95	
Final Action	00/00/00	
Final Action Effective	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, 703 235-1488

RIN: 0596-AB48

387. SKI AREA PERMIT FEE SYSTEM

Priority: Other Significant

Legal Authority: PL 99-522; 16 USC 497b

CFR Citation: 36 CFR 251.57

Legal Deadline: None

Abstract: The Forest Service proposes to change its method for determining special use permit fees charged to ski areas from the current Graduated Rate Fee System to a system based on fair market value. The proposed fee system will be less expensive to administer and will meet the statutory and regulatory requirements that fees be based on fair market value.

Timetable:

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Interim Final Rule	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box

USDA—FS

Proposed Rule Stage

96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AB49

388. • DISPOSAL OF NATIONAL FOREST TIMBER: TIMBER SALE CONTRACT REVISIONS

Priority: Other Significant

Legal Authority: PL 94-588; 16 USC 472a; 16 USC 528; 15 USC 631

CFR Citation: 36 CFR 223, subpart B

Legal Deadline: None

Abstract: This proposed policy would revise the 2400-6 and the 2400-6T

timber sale contracts currently used by the Forest Service to sell National Forest System timber. The proposed timber sale contracts included as part of the proposed policy, would reflect recent court decisions and recent natural resource and environmental legislation and would clarify the rights, responsibilities, and obligations of the contracting parties. The proposed policy would address specific ambiguities and weaknesses in the current contract that have generated costly litigation in the past between the Government and the purchaser and would address the concerns regarding timber theft and log accountability.

Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	07/00/95	
Final Action	09/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Marian Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AB52

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Forest Service (FS)

389. 36 CFR PART 222 SUBPART A: MANAGEMENT OF GRAZING USE WITHIN RANGELAND ECOSYSTEMS

Priority: Regulatory Plan

Legal Authority: 7 USC 1011; 16 USC 472; 16 USC 551; 16 USC 572; 16 USC 580g; 16 USC 580h; 16 USC 5801; 16 USC 1600 et seq; 31 USC 9701; 43 USC 1901 to 1903; 43 USC 1751; 43 USC 1752

CFR Citation: 36 CFR 222, subpart A

Legal Deadline: None

Abstract: This rulemaking seeks to strengthen management of National Forest System rangelands by revising provisions for livestock grazing, improving program efficiency, and clarifying regulatory language. It will address a variety of subjects, including ecosystem management, livestock management prescriptions, grazing permit provisions to promote good stewardship, unauthorized use, grazing permit grant policy, minimum permit size, fees for processing charges, debarment, and national goals and objectives.

Timetable:

Action	Date	FR Cite
NPRM	08/16/88	53 FR 30954
NPRM Comment Period End	10/17/88	53 FR 30954
ANPRM	08/13/93	58 FR 43202
ANPRM Comment Period End	10/20/93	58 FR 43202
NPRM - Second	04/28/94	59 FR 22074
NPRM Comment Period End	07/28/94	

Action	Date	FR Cite
Final Action	09/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AA35

390. INDIAN ALLOTMENTS ON NATIONAL FOREST SYSTEM LANDS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 472; 16 USC 551; 16 USC 1603; 43 USC 1740; 25 USC 337

CFR Citation: 36 CFR 254, subpart D (New)

Legal Deadline: None

Abstract: This rule sets forth Forest Service procedures and role in the regulation of Indian allotments on National Forest System land. The Indian Allotment Act, as amended, authorizes the Secretary of the Interior to make allotments of National Forest System lands to Indians for homesteading and agricultural and grazing purposes. The Forest Service has relied upon USDI rules and procedures at 43 CFR 2533 to govern its involvement in Indian allotment cases. Litigation and a decision by the Interior Board of Land Appeals indicate

the need for the Forest Service to set forth its own regulations.

Timetable:

Action	Date	FR Cite
NPRM	06/22/87	52 FR 23473
NPRM Comment Period End	07/22/87	
Final Action	06/00/95	
Final Action Effective	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AA52

391. LAND USES AND PROHIBITIONS; NONCOMMERCIAL GROUP USES

Priority: Regulatory Plan

Legal Authority: 16 USC 472; 16 USC 551; 16 USC 1134; 16 USC 3210; 30 USC 185; 43 USC 1740; 43 USC 1761 to 1771

CFR Citation: 36 CFR 251; 36 CFR 261

Legal Deadline: None

Abstract: A Federal District Court has ruled that existing regulations discriminate against groups who wish to gather on National Forests to exercise their first amendment rights of assembly and free speech. The proposed rule will seek to remove ambiguities regarding these first-amendment rights.

USDA—FS

Final Rule Stage

The Agency is reviewing the rules of other Federal land managing agencies for possible approaches and is considering establishing separate rules for authorizing short-term, noncommercial uses of National Forests.

There will be no additional costs as a result of the proposed rule change. The benefit will be that the Forest Service will be able to adequately regulate large-group use of the National Forests in a manner that ensures protection of the public health and safety and National Forest resources.

Timetable:

Action	Date	FR Cite
NPRM	05/06/93	58 FR 26940
NPRM Comment Period End	08/04/93	
Final Action	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AA80

392. FEDERAL TIMBER EXPORT AND SUBSTITUTION RESTRICTIONS (COMPREHENSIVE REVISION)

Priority: Regulatory Plan

Legal Authority: 16 USC 620 to 620j

CFR Citation: 36 CFR 223, subpart B; 36 CFR 223, subpart C; 36 CFR 223, subpart D; 36 CFR 223, subpart F; 36 CFR 261, subpart A

Legal Deadline: Final, Statutory, May 20, 1991.

Abstract: These rules are necessary to carry out the restrictions placed on the export of unprocessed timber from Federal lands and the restrictions on the direct and indirect purchasing of Federal logs to be used in substitution for the export of unprocessed timber originating from private lands. The rules are mandated by the Forest Resources Conservation and Shortage Relief Act of August 20, 1990. The Act calls for various rules to be issued. The agency anticipates several rulemakings to achieve implementation of the act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/20/90	55 FR 48572
Interim Final Rule Effective	11/20/90	

Comprehensive

NPRM 01/29/91 (56 FR 3354)
NPRM Comment Period End 03/15/91
Final Action 04/00/95
Final Action Effective 04/00/95

Limited Scope

NPRM 01/29/91 (56 FR 3375)
NPRM Comment Period End 02/05/91
Final Action 12/00/95
Final Action Effective 12/00/95

Small Entities Affected: Undetermined

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P. O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AB22

393. STATE AND PRIVATE FORESTRY ASSISTANCE STEWARDSHIP INCENTIVE PROGRAM

Priority: Other Significant

Legal Authority: 16 USC 2101 et seq

CFR Citation: 36 CFR 230

Legal Deadline: None

Abstract: This final rule would incorporate any changes resulting from public comments on the interim rule published December 4, 1991. The interim rule established the interim procedures for administration of the Stewardship Incentive Program. The Program is intended to encourage private landowners, through cost-share assistance, to manage their forest lands for economic, environmental, and social benefits. Only two alternatives were considered in detail: (1) to implement the Program in accordance with 16 USC 2101, et seq, and (2) not to implement the Program, in which case there would be no accelerated program for multiple resource management on nonindustrial private forest lands. The overall effects of the Program over time will be environmentally beneficial by enhancing wetlands, wildlife habitat, forest health, forest productivity, and recreation. The Program will help meet future demand for commodity and noncommodity forest resources. There are no potential negative impacts anticipated for the Program.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/04/91	56 FR 63581
Interim Final Rule Public Comment Period End	01/21/92	
Final Action	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090, **703 235-1488**

RIN: 0596-AB32

394. SPECIAL-USE APPLICATIONS AND ADMINISTRATION OF SPECIAL-USE AUTHORIZATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 43 USC 1764; 31 USC 483(a); 30 USC 181; 16 USC 551

CFR Citation: 36 CFR 251(b)

Legal Deadline: None

Abstract: The Forest Service proposes to amend the regulations governing the use and occupancy of National Forest System lands to minimize application expenses, streamline and make more efficient environmental analysis of special use proposals, provide the ability to use one-time payments for easements as presently used in the marketplace, limit certain liability requirements to amounts determined by a risk assessment, make certain definitions more explicit, and clarify direction on renewal of existing special use regulations. The intended effect is to reduce costs to proponents and the agency, expedite decisionmaking, and administer authorizations in a more "user friendly" manner by removing certain requirements deemed unnecessary and/or outdated.

Timetable:

Action	Date	FR Cite
NPRM	08/14/92	57 FR 36618
NPRM Comment Period End	09/28/92	
Final Action	05/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box

USDA—FS

Final Rule Stage

96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AB35

395. OCCUPANCY AND USE OF DEVELOPED SITES AND AREAS OF CONCENTRATED PUBLIC USE

Priority: Other Significant

Legal Authority: 16 USC 551; 16 USC 472; 16 USC 4601 to 4606(a); 16 USC 1281(d); 16 USC 1246 (i); 16 USC 1133 (b); 31 USC 9701; PL 103-66

CFR Citation: 36 CFR 291

Legal Deadline: None

Abstract: The Omnibus Reconciliation Act of 1993 authorizes admission fees at National Recreation Areas, National Monuments, National Volcanic Monuments, National Scenic Areas, and no more than 21 areas of concentrated public use. Currently 36 CFR 291.9 does not reflect the new authority to charge fees at the 21 areas of concentrated public use. This final rule is a technical amendment to reflect this new authority. The admission fees are expected to return about five million dollars to the Treasury when fully implemented. Costs to collect the fees are estimated at \$1.24 million annually. States and counties will receive 25 percent of the fee collections.

Timetable:

Action	Date	FR Cite
Final Action	06/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Public Compliance Cost: Initial Cost: \$1,000,000; Yearly Recurring Cost: \$1,250,000; Base Year for Dollar Estimates: 1994

Sectors Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AB43

396. ANIMAL DAMAGE MANAGEMENT

Priority: Other Significant

Legal Authority: 7 USC 426 to 426b; PL 100-202; 16 USC 1536

CFR Citation: 7 CFR 2.51(41); 40 CFR 1508.16; 40 CFR 1508.15

Legal Deadline: None

Abstract: This final policy will replace current Agency procedures for implementing the provisions of the Memorandum of Understanding between the Animal and Plant Health Inspection Service (APHIS)-Animal Damage Control unit and the Forest Service. This policy will clarify the role and responsibility of the Forest Service in coordinating with APHIS on animal damage management and in cooperating with APHIS in discharging the Federal obligations to manage wild vertebrates causing damage on National Forest System lands under the Animal Damage Control Act of 1931. This policy will address which agency has the lead agency responsibility for preparing environmental documentation on animal damage management activities initiated by APHIS on National Forest System Lands.

Timetable:

Action	Date	FR Cite
NPRM	06/13/94	59 FR 30334
NPRM Comment Period End	08/12/94	
Final Action	05/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AB47

397. • FEE SCHEDULES FOR COMMUNICATION USES ON NATIONAL FOREST SYSTEM LANDS

Priority: Other Significant

Legal Authority: 43 USC 1764

CFR Citation: None

Legal Deadline: None

Abstract: The Forest Service is adopting a final policy and revised fee schedule for determining annual rental charges for communication uses authorized on National Forest System lands in the Western United States in Forest Service Regions 1-6. The fee schedule was developed jointly with the Department of Interior, Bureau of Land Management. This final policy adopts a revised fee schedule for all categories of communications uses on

National Forest System lands and replaces existing Regional fee schedules adopted in 1989 and modified in 1992. This final policy completes the agency's efforts to establish annual rental charges that are based on sound business management practices and reflect fair market value, as required by Title V of the Federal Land Policy and Management Act of 1976, the Independent Offices Appropriation Act of 1952, and the Office of Management and Budget Circular A-25.

Timetable:

Action	Date	FR Cite
NPRM	07/13/93	58 FR 37840
NPRM Comment Period End	10/12/93	
Final Action	04/00/95	
Final Action Effective	04/00/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local

Agency Contact: Marian P. Connolly, Regulatory Officer, Department of Agriculture, Forest Service, P.O. Box 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596-AB51

398. • OUTFITTING AND GUIDING PERMITS AND FEES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 551; 31 USC 9701; 31 USC 1111; EO 8248; EO 11541; 16 USC 4601

CFR Citation: 36 CFR 251

Legal Deadline: None

Abstract: The Forest Service is adopting final agency policy for issuing and administering permits and assessing fees for outfitting and guiding activities on National Forest System lands. This final policy addresses comments on the interim policy published for notice and comment in 1990 (55 FR 14445) and concerns expressed in GAO reviews. This policy clarifies requirements and provides greater consistency in permit administration. Approximately 2,800 outfitting and guide permits are in effect each year.

Timetable:

Action	Date	FR Cite
NPRM	04/15/90	55 FR 14445

USDA—FS

Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	05/15/90	
Final Action	05/00/95	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Marian P. Connolly,
 Regulatory Officer, Department of

Agriculture, Forest Service, P.O. Box
 96090, Washington, DC 20090-6090,
703 235-1488

RIN: 0596–AB53

DEPARTMENT OF AGRICULTURE (USDA)
Forest Service (FS)

Completed/Longterm Actions

**399. PROHIBITION ON MECHANICAL
 TRANSPORT AND OTHER ACTIVITIES
 IN WILDERNESS**

CFR Citation: 36 CFR 293.6(a); 36 CFR
 261

Completed:

Reason	Date	FR Cite
Withdrawn - No action planned within the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly,
703 235-1488

RIN: 0596–AA39

**400. PRE-AWARD INFORMATION
 REQUIREMENTS**

CFR Citation: 36 CFR 223.101

Completed:

Reason	Date	FR Cite
Withdrawn - No action planned in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None
Agency Contact: Marian P. Connolly,
703 235-1488
RIN: 0596–AB03

**401. 36 CFR 222 RANGE
 MANAGEMENT, SUBPART C
 GRAZING FEES**

CFR Citation: 36 CFR 222.50; 36 CFR
 222.51; 36 CFR 222.52

Completed:

Reason	Date	FR Cite
Withdrawn	02/03/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly,
703 235-1488

RIN: 0596–AB42

402. USE OF BAIT IN HUNTING

CFR Citation: 36 CFR 251.50; 36 CFR
 261.11; 36 CFR 261.58(v); 36 CFR
 261.58(cc)

Completed:

Reason	Date	FR Cite
Final Action	03/20/95	60 FR 14720
Final Action Effective	03/20/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly,
703 235-1488

RIN: 0596–AB46

**403. 36 CFR 222 RANGE
 MANAGEMENT; SUBPART C; 222.51
 GRAZING FEES IN THE WEST; (J)
 QUALIFICATION CRITERIA**

CFR Citation: 36 CFR 222

Completed:

Reason	Date	FR Cite
Withdrawn	02/03/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marian P. Connolly,
703 235-1488

RIN: 0596–AB50

BILLING CODE 3410-11-F

DEPARTMENT OF AGRICULTURE (USDA)
Office of Chief Financial Officer (OCFO)

Proposed Rule Stage

**404. AUDITS OF STATE, LOCAL, AND
 INDIAN TRIBAL GOVERNMENTS**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 31 USC
 7505

CFR Citation: 7 CFR 3015; 7 CFR 3016;
 7 CFR 3050

Legal Deadline: None

Abstract: Consolidates and revises
 USDA's policy for audits of State, local
 and Indian Tribal Governments.

Timetable: Next Action Undetermined

Small Entities Affected: Governmental
 Jurisdictions

Government Levels Affected: State,
 Local, Tribal

Agency Contact: Allen Johnson, Acting
 Director, Department of Agriculture,
 Office of Chief Financial Officer, Rm
 4094 South Building, 14th &
 Independence Ave SW., Washington
 DC 20250, **202 720-8345**

RIN: 0505–AA09

BILLING CODE 3410-KS-F

DEPARTMENT OF AGRICULTURE (USDA)
Office of the General Counsel (OGC)
Completed/Longterm Actions**405. • RULES OF PRACTICE**

Legal Authority: 18 USC 207j; 5 USC 301; 7 USC 291 to 292; 7 USC 499; 7 USC 1621 et seq; 7 USC 1622; 7 USC 1624; 7 USC 2321; 7 USC 2326; 7 USC 2352; 7 USC 2353; 7 USC 228(a)

CFR Citation: 7 CFR 1.130 to 1.151; 7 CFR 1.160 to 1.175; 7 CFR 47.1 to 47.25; 7 CFR 47.46; 7 CFR 47.1; 7 CFR 47.2(a) to 47.2(h); 7 CFR 47.47 to 47.68; 9 CFR 202.101 to 202.123

Legal Deadline: None

Abstract: This action amends the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes, the Rule of Practice Governing Cease and Desist Proceedings Under Section 2 of the Capper-Volstead Act, the Rules of Practice Under the Perishable Agricultural Commodities Act, and the Rules of Practice Applicable to

Reparation Proceedings Under the Packers and Stockyards Act. This action provides that conferences shall be conducted by telephone or correspondence, hearings shall be conducted by audio-visual telecommunication, and depositions shall be conducted either in the manner agreed to by the parties or by telephone, unless the person conducting the proceeding determines that the conference, hearing, or deposition may be conducted by some other means. This action also provides for the use of recordings of hearings and depositions and the exchange of written narrative statements of the direct testimony prior to hearings to be conducted by telephone.

Timetable:

Action	Date	FR Cite
NPRM	02/25/94	59 FR 9114

Action	Date	FR Cite
NPRM Comment Period End	04/26/94	59 FR 9114
NPRM Comment Period Extension	06/22/94	59 FR 32138
NPRM Comment Period End	07/22/94	
Final Action	02/14/95	60 FR 8446

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Mary Hobbie, Assistant General Counsel, Trade Practices Division, Department of Agriculture, Office of the General Counsel, Room 2446 South Agriculture Building, Washington, DC 20250, **202 720-5293**

RIN: 0510-AA00

BILLING CODE 3410-KS-F

DEPARTMENT OF AGRICULTURE (USDA)
Office of the Secretary (AgSEC)
Proposed Rule Stage
406. SUPPLEMENTAL STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES OF THE DEPARTMENT OF AGRICULTURE

Priority: Other Significant

Legal Authority: PL 101-194 Ethics Reform Act; EO 12674 Ethical Conduct for Government Officers and Employees

CFR Citation: 05 CFR 2635

Legal Deadline: None

Abstract: The regulations will supplement Governmentwide ethical conduct regulations issued by the Office of Government Ethics (OGE) in August 1992. The OGE must approve USDA's supplementation.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Gary M. Whitaker, Acting Director, Employee Relations Division, Department of Agriculture, Office of the Secretary, AG Box 9616, Washington, DC 20250-9616, **202 720-3327**

RIN: 0503-AA05

407. GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS AND OTHER NON-PROFIT ORGANIZATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 1111

CFR Citation: 7 CFR 3019

Legal Deadline: None

Abstract: This regulation establishes the administrative requirements for Federal grants and agreements to institutions of higher education, hospitals and non-profit organizations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	08/00/95	

Small Entities Affected: Organizations

Government Levels Affected: None

Agency Contact: Gerald Miske, Supervisory Program Analyst, Department of Agriculture, Office of the Secretary, Room 3031 South Building, 14th and Independence Ave. SW., Washington, DC 20250, **202 720-1553**

RIN: 0503-AA10

DEPARTMENT OF AGRICULTURE (USDA)
Office of the Secretary (AgSEC)
Completed/Longterm Actions
408. FOOD STAMP PROGRAM: FORFEITURE AND DENIAL OF PROPERTY RIGHTS

CFR Citation: 7 CFR 271.5

Completed:

Reason	Date	FR Cite
Final Action	10/11/94	59 FR 51353
Final Action Effective	11/10/94	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Tom Martin, **202 720-4401**

RIN: 0503-AA07

USDA—AgSEC

Completed/Longterm Actions

409. UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS

CFR Citation: 7 CFR 3016

Completed:

Reason	Date	FR Cite
Final Action	04/19/95	60 FR 19638
Final Action Effective	05/19/95	60 FR 19638

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Gerald Miske, 202 720-1553

RIN: 0503-AA08

410. DESIGNATION OF RURAL EMPOWERMENT ZONES AND ENTERPRISE COMMUNITIES

CFR Citation: 7 CFR 25

Completed:

Reason	Date	FR Cite
Final Action	02/03/95	60 FR 6945
Final Action Effective	03/08/95	60 FR 6945

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Beverly Gillot, 202 690-2516

RIN: 0503-AA09

BILLING CODE 3410-90-F

DEPARTMENT OF AGRICULTURE (USDA)

Proposed Rule Stage

Rural Business and Cooperative Development Service (RBCDS)

411. ALCOHOL FUELS CREDIT IMPLEMENTING REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980 subpart A; 7 CFR 1980 subpart E

Legal Deadline: None

Abstract: This action is to implement a new program provided for in PL 102-341. The program will provide guaranteed lines of credit, where an emergency has been declared, for the purchase of grain for the production of alcohol fuel at cooperative facilities as necessary to meet deliveries under contract. The legislation provides for a program level of \$30,000,000 to remain available until expended but not beyond Fiscal Year 2009. Plans are to implement the program through a revision of the existing regulations for the Business and Industry (B&I) Guaranteed Loan program, using the forms and procedures of the B&I program to the extent that they are appropriate.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Public Compliance Cost: Initial Cost: \$0; Yearly Recurring Cost: \$0

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community

Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0570-AA01

412. LOCAL TECHNICAL ASSISTANCE AND PLANNING GRANTS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 7 USC 1926

CFR Citation: 7 CFR 4284; 7 CFR 1951

Legal Deadline: None

Abstract: The Rural Utilities Service proposes this action to add a new regulation implementing a grant program to fund local technical assistance and planning activities in rural areas for the purpose of improving economic conditions in the areas. Grants will be available to public bodies and nonprofit organizations. This action is necessary to comply with P.L. 101-624. Grants may be used for technical assistance and training for small businesses, identifying and analyzing business opportunities in rural areas, establishing business support centers, conducting local or multi-county economic development planning, coordination of economic development activities, and leadership development training of local government officials.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0570-AA05

413. COMMUNITY FACILITY LOANS: RECREATION AND TOURISM

Priority: Other Significant

Legal Authority: 7 USC 1932 note; 12 USC 301; 7 USC 1989; 42 USC 1480; 7 USC 301; 16 USC 1005

CFR Citation: 7 CFR 1980; 7 CFR 1942; 7 CFR 1948

Legal Deadline: None

Abstract: The existing regulations for Community Facility Loan Program, Business and Industry Loan Program and Intermediary Relending Program all prohibit loans for recreational facilities. Recognizing that recreation and tourism can be an important tool for economic development in some rural areas, Rural Utilities Service is proposing to remove the prohibition on loans for such facilities from all three programs. This will allow the three programs to be potential sources of financing for rural recreational facilities when other program requirements are met.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
NPRM Comment Period End	00/00/00	

Small Entities Affected: None

Government Levels Affected: Local

USDA—RBCDS

Proposed Rule Stage

Additional Information: This entry was reported as RIN 0575-AB78 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0570-AA14

414. CIVIL RIGHTS POLICIES APPLICABLE TO REA BORROWERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1790

Legal Deadline: None

Abstract: This action provides REA borrowers with access to the requirements of Title VI, Section 504, and the Age Discrimination Act, which apply directly to the operation of their programs and activities. REA Bulletin 20-19:320-19, entitled Nondiscrimination Among Beneficiaries of REA Programs will be rescinded upon publication of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0572-AA75 prior to the reorganization of USDA.

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Business and Cooperative Development Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0570-AA17

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Rural Business and Cooperative Development Service (RBCDS)

415. RURAL TECHNOLOGY DEVELOPMENT GRANTS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1932; PL 101-624

CFR Citation: 7 CFR 4284; 7 CFR 1940; 7 CFR 1951; 7 CFR 2.23; 7 CFR 2.70

Legal Deadline: Other, Statutory, May 28, 1991.

The Extension Service had \$1 million for the program in its FY '93 budget and has funds for FY '94.

Abstract: This action will add a new regulation implementing a grant program to fund the establishment and operation of centers for rural technology or cooperative development. Grants will be available to public bodies and nonprofit organizations. This action is necessary to comply with PL 101-624. An aim of this program is to stimulate nonfederal participation in economic development activities and allow grant funds to reach a broad range of rural economic development efforts.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/12/94	59 FR 41836
Final Action	05/30/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Tribal, Federal

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0570-AA02

416. RURAL BUSINESS ENTERPRISE GRANTS AND TELEVISION DEMONSTRATION GRANTS

Priority: Other Significant

Legal Authority: PL 102-552; 7 USC 1927; 7 USC 1939 (c)

CFR Citation: 7 CFR 1942 subpart G; 7 CFR 4284 subpart B

Legal Deadline: None

Abstract: The provision of technical assistance and training to rural communities for the purpose of improving passenger transportation services or facilities; to revise the definition for small and emerging private business enterprise to agree with the program size standards established by the Small Business Administration; to clarify certain administrative regulatory guidelines in order to effect improved program administration; and also authorizes grants for educational purposes and distance learning networks.

Timetable:

Action	Date	FR Cite
RBEG Interim Final Rule Provide educational/job training instruction.	05/23/94	59 FR 26585
NPRM	08/09/94	59 FR 40478
NPRM Comment Period End	09/08/94	
Final Action	06/30/95	

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0570-AA08

417. RURAL BUSINESS LOAN STREAMLINING

Priority: Other Significant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980; 7 CFR 4279

Legal Deadline: None

Abstract: New regulations for the program known as the Business and Industry guaranteed loan program will be more user friendly for lenders, borrowers, and Agency staff. The

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regulations will be shorter, better organized, and more simple and clear. Many documentation requirements will be eliminated or consolidated into more convenient formats. Analysis and processing responsibilities will be shifted from the National Office to field offices and from the Agency to lenders. Eligible users of the program will be expanded. This will allow for improved service to the public through faster processing and funding of applications. It will provide for an expanded program with increased impact on rural employment without a corresponding expansion in Agency staff.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/05/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0570-AA09

418. 1980-E BUSINESS AND INDUSTRIAL LOAN PROGRAM—AUDIT REQUIREMENTS

Priority: Other Significant

Legal Authority: 7 USC 1989; 42 USC 1480; 5 USC 301

CFR Citation: 7 CFR 1980 subpart E

Legal Deadline: None

Abstract: This action will reduce the burden on business and industry guaranteed loan program borrowers by revising the requirements for financial statements and allowing our borrowers to provide unaudited financial statements instead of audits.

Timetable:

Action	Date	FR Cite
NPRM	03/28/94	59 FR 14371
NPRM Comment Period End	05/27/94	59 FR 14371
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0575-AB37 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0570-AA11

419. RURAL BUSINESS ENTERPRISE GRANTS AND TV DEMONSTRATION GRANTS; TECHNICAL ASSISTANCE AND TRAINING GRANTS; NONPROFIT NATIONAL CORPORATIONS LOAN AND GRANT PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-624, sec 2375 (e)

CFR Citation: 7 CFR 1942 subpart G; 7 CFR 1942 subpart J; 7 CFR 1980 subpart G

Legal Deadline: None

Abstract: Amend subject regulations to prohibit duplication of technical assistance grant funding provided by Forest Service (FS).

Timetable:

Action	Date	FR Cite
NPRM	03/16/94	59 FR 12200
NPRM Comment Period End	04/15/94	
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0575-AB53 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0570-AA12

420. BUSINESS AND INDUSTRIAL INTEREST BUYDOWN

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 7 USC 301; PL 103-50

CFR Citation: 7 CFR 1980

Legal Deadline: None

Abstract: This action will implement a provision of Public Law 103-50, which authorizes an interest rate

buydown for certain business and industry loans guaranteed through FY 1994 in areas affected by Hurricanes Andrew and Iniki and Typhoon Omar. Lenders must limit the interest rate charged to prime plus 100 basis points. The Government will pay one percentage point of interest on the loan to the lender, thereby reducing the effective rate paid by the borrower. This action is intended to assist with economic recovery in the disaster areas.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/02/94	59 FR 28465
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: This entry was reported as RIN 0575-AB69 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, 202 720-9744

RIN: 0570-AA13

421. INTERMEDIARY RELENDING PROGRAM REWRITE

Priority: Other Significant

Legal Authority: 7 USC 1932 note; 5 USC 301

CFR Citation: 7 CFR 1948

Legal Deadline: None

Abstract: This regulatory package is an initiative to enhance the program through revisions based on experience with operation of the program. The primary changes under consideration include the following: (1) Provide clarifications as to which requirements apply only to Rural Utilities Service (RUS) Intermediary Relending Program (IRP) loan funds and which apply to everything in the IRP revolving funds, (2) Authorize State Offices to accept and process applications, (3) Clarify conditions under which an intermediary that does not have lending experience may qualify, (4) Provide that proposed intermediaries that are delinquent on a Federal debt are not eligible, (5) Authorize loans for refinancing and prohibit loans for housing, (6) Provide general guidelines

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for interest rates and terms of loan to ultimate recipients, (7) Provide that intermediaries may receive a series of subsequent loans of up to \$1 million each and raise the ceiling on loans to an ultimate recipient to \$250,000, (8) Provision for a reserve for debts of 15 percent of the intermediary's portfolio, (9) Allow intermediaries to draw up to 25 percent of their loan at loan closing, (10) Revise application requirements to eliminate some items, provide more detail (cont)

Timetable:

Action	Date	FR Cite
Interim Final Rule to raise loan limit from 2 million to 4 million	05/12/94	59 FR 24635
NPRM	01/18/95	60 FR 3566
NPRM Comment Period End	03/20/95	60 FR 3566
Final Action	08/22/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: This entry was reported as RIN 0575-AB83 prior to the reorganization of USDA.

ABSTRACT CONT: and provide for streamlined subsequent loan applications. (11) Adjust the priority point scoring system. (12) Provide guidelines for RUS concurrence in proposed loans to ultimate recipients.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0570-AA15

422. BUSINESS AND INDUSTRIAL LOAN PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 7 USC 301

CFR Citation: 7 CFR 1980 subpart E

Legal Deadline: None

Abstract: The Rural Utilities Service proposes to amend its Business and Industry loan servicing regulations. The action is necessary to clarify the procedure for categorizing and classifying loans according to payment frequency criteria. The intended affect is to clarify procedures for classifying and categorizing loan payment history.

Timetable:

Action	Date	FR Cite
NPRM	06/24/94	59 FR 32660
NPRM Comment Period End	08/23/94	59 FR 32660
Final Action	06/00/95	

Small Entities Affected: None

Government Levels Affected: State

Additional Information: This entry was reported as RIN 0575-AB84 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Business and Cooperative Development Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0570-AA16

423. RURAL ECONOMIC DEVELOPMENT LOAN AND GRANT PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq; 7 USC 1921 et seq

CFR Citation: 7 CFR 1703 B

Legal Deadline: None

Abstract: The Rural Electrification Administration (REA) is proposing to add a new provision to the selection of projects to be funded under the existing program. The new provision will enhance the potential for funding for applications from areas that : (1) were recently designated by the President as a natural disaster area; (2) have experienced severe economic dislocation due to the loss, removal, or closing of a major source of employment; (3) have experienced long-term and severe economic deterioration, demonstrated by severe unemployment or a high percentage of population out-migration; and (4) have been designated as a Rural Empowerment Zone or Rural Enterprise Community.

Timetable:

Action	Date	FR Cite
NPRM	07/28/94	59 FR 38377
NPRM Comment Period End	08/29/94	
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: This entry was reported as RIN 0572-AB04 prior to the reorganization of USDA.

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Business and Cooperative Development Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0570-AA18

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Rural Business and Cooperative Development Service (RBCDS)

424. FEDERAL-STATE RESEARCH ON COOPERATIVES PROGRAM

CFR Citation: 7 CFR 4285

Completed:

Reason	Date	FR Cite
Final Action	07/28/94	59 FR 38342

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Chris Goettelmann, **202 720-9744**

RIN: 0570-AA10

BILLING CODE 3410-07-F

DEPARTMENT OF AGRICULTURE (USDA)
Rural Utilities Service (RUS)
Proposed Rule Stage
**425. LOAN SECURITY DOCUMENTS—
TELEPHONE PROGRAM**
Priority: Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1744, subpart D**Legal Deadline:** None

Abstract: This new rule provides information on the loan security documents borrowers are required to execute and includes as appendixes REA's standard forms of loan contract, note, and mortgage.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment	07/00/95	
Period End		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA30
**426. WHOLESALE CONTRACTS FOR
THE PURCHASE AND SALE OF
ELECTRIC POWER AND ENERGY**
Priority: Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; PL 99-591**CFR Citation:** 7 CFR 1717.300 to 1717.349**Legal Deadline:** None

Abstract: This regulation revises REA policies and procedures relating to wholesale power contracts.

Timetable:

Action	Date	FR Cite
NPRM	09/21/90	55 FR 38930
NPRM Comment	11/20/90	
Period End		
NPRM	08/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	
NPRM Comment	10/00/95	
Period End		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff,

Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA41
**427. REVISION OF
TELECOMMUNICATION POLICIES
AND PROCEDURES FOR APPROVAL
OF STANDARDS, SPECIFICATIONS,
CONTRACT FORMS, AND DRAWINGS**
Priority: Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1755**Legal Deadline:** None

Abstract: This regulation will update, consolidate, and clarify REA policies and procedures relating to approvals of REA standards, specifications, equipment contract forms, manual selections, and drawings, and REA acceptances of materials and equipment for use on REA-financed telephone facilities.

Timetable:

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment	10/00/95	
Period End		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA45
**428. ELECTRIC SYSTEM PLANNING
AND DESIGN—POLICIES AND
PROCEDURES**
Priority: Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1724**Legal Deadline:** None

Abstract: This rule will codify and update Agency policies and procedures for the planning and design of electrical systems of REA borrowers.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment	11/00/95	
Period End		

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA48
**429. MARGIN STABILIZATION PLANS
AND REVENUE AND EXPENSE
DEFERRALS**
Priority: Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1767, subpart E**Legal Deadline:** None

Abstract: This rule will set forth procedures that borrowers must follow to obtain approval of margin stabilization plans and revenue and expense deferrals. The rule will implement provisions of Statement of Financial Accounting Standards No. 71, Accounting for the Effects of Certain Types of Regulation.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment	11/00/95	
Period End		

Small Entities Affected: None**Government Levels Affected:** None

Additional Information: An Advance Notice of Proposed Rulemaking on this subject was published November 7, 1988, at 53 FR 44887 as 7 CFR part 1718. As part of RUS's project to simplify and clarify Agency regulations, it has been redesignated as shown above.

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA50

USDA—RUS

Proposed Rule Stage

430. SPECIFICATION FOR FIBER OPTIC SPLICE CLOSURES**Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1755**Legal Deadline:** None

Abstract: REA proposes to issue a specification for fiber optic splice closures which would describe the mechanical and electrical requirements that ensure safe, reliable, and cost effective closures for REA telephone borrowers. Specific references to appropriate industry standards would be incorporated. Detailed product evaluation procedures will be covered where industry specifications are not available.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA62**431. REA SPECIFICATION FOR MECHANICAL FIBER OPTIC SPLICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1755**Legal Deadline:** None

Abstract: REA proposes to issue a specification for mechanical fiber optic splices which describes the mechanical and electrical requirements that insure safe, reliable, and cost effective splices for use by REA telephone borrowers. Specific references to industry standards will be incorporated. Product evaluation procedures will be specified where industry specifications are not available.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA64**432. RESCISSION OF REA BULLETINS 345-13, 345-29, 345-75, AND 345-178—TELEPHONE PROGRAM REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; 7 USC 1921 et seq**CFR Citation:** 7 CFR 1755**Legal Deadline:** None

Abstract: REA withdraws and rescinds four specifications for telephone materials and equipment which are obsolete due to innovations in technology.

Timetable:

Action	Date	FR Cite
NPRM	11/01/89	54 FR 46071
NPRM Comment Period End	01/02/90	
Second NPRM	04/00/95	
Second NPRM Comment Period End	05/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA66**433. ELECTRIC STANDARDS AND SPECIFICATIONS FOR MATERIALS AND CONSTRUCTION****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1728**Legal Deadline:** None

Abstract: This regulation provides REA borrowers and the public with specifications for material and equipment as a complement to the list of construction standards and specifications incorporated by reference.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA67**434. POST-LOAN POLICIES AND PROCEDURES COMMON TO INSURED AND GUARANTEED ELECTRIC LOANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1717, subparts A to F; 7 CFR 1717, subparts J to K**Legal Deadline:** None

Abstract: This regulation will codify most basic post-loan policies and procedures common to insured and guaranteed electric loans.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA71

USDA—RUS

Proposed Rule Stage

435. REA BUY AMERICAN REQUIREMENT**Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1792, subpart B**Legal Deadline:** None

Abstract: This proposed rule would provide borrowers, material and equipment manufacturers, and the public with proposed rules for compliance with a Buy American requirement in connection with the expenditure of loan, grant, or guaranteed funds. This action will codify the requirements of the Buy American Act and Executive Order 10582. REA Bulletin 43-9:344-3 "Buy American" will be rescinded upon publication of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA73**436. ELECTRIC SYSTEMS OPERATIONS AND MAINTENANCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1730**Legal Deadline:** None

Abstract: The Rural Electrification Administration proposes to codify and clarify REA policy concerning operation and maintenance of borrower electric systems. In addition, it is proposed to add REA policies relating to the review and evaluation of borrower systems and facilities financed with loans from REA. These policies are presently contained in REA Bulletin 161-5 which will be rescinded upon publication of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA74**437. LOAN DOCUMENTS—BANK PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 941 et seq**CFR Citation:** 7 CFR 1620**Legal Deadline:** None

Abstract: REA proposes to add a new part 1620 which provides information on loan documents which telephone borrowers are required to execute. New part 1620 will also include Rural Telephone Bank standard forms of loan contract, note, and mortgage. Bulletin 402-1, Mortgage Restrictions on Dividends and Other Distributions -- Telephone Borrowers, will be rescinded upon publication of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA76**438. DEPRECIATION RATES AND PROCEDURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1767, subpart C**Legal Deadline:** None

Abstract: The Rural Electrification Administration proposes to add a new subpart to 7 CFR 1767 that codifies current policy on depreciation rates and procedures. Revisions are being proposed to the existing policy that will require continuing records to be maintained on a vintage year basis, and that set forth requirements for utilizing depreciation rates that vary from those that are prescribed in this subpart. Current REA policy is set forth in Bulletin 183-1, which will be rescinded upon publication of the final rule.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AA80**439. SPECIFICATION FOR POLE LINE HARDWARE****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1728**Legal Deadline:** None

Abstract: The Rural Electrification Administration proposes specifications for hardware used on electric utility poles. The organization performing the secretariat function for pole line hardware has withdrawn and ceased to operate, and all existing standards will expire in five years.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South

USDA—RUS

Proposed Rule Stage

Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA83

440. REA FIDELITY AND INSURANCE REQUIREMENTS FOR ELECTRIC AND TELEPHONE BORROWERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq; 7 USC 1921 et seq

CFR Citation: 7 CFR 1788

Legal Deadline: None

Abstract: The Rural Electrification Administration (REA) is considering revising its regulations concerning the fidelity and insurance requirements for electric and telephone borrowers.

Timetable:

Action	Date	FR Cite
ANPRM	04/28/93	58 FR 25786
ANPRM Comment Period End	06/28/93	
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA86

441. TITLE EVIDENCE POLICIES AND PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq; 7 USC 1921 et seq

CFR Citation: 7 CFR 1710; 7 CFR 1735

Legal Deadline: None

Abstract: The Rural Electrification Administration (REA) is considering a revision to its title policy to change REA policies and procedures regarding the submittal of title evidences in connection with real property and right-of-way acquisitions by its borrowers.

Timetable:

Action	Date	FR Cite
ANPRM	04/23/93	58 FR 21661
ANPRM Comment Period End	05/24/93	

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AA90

442. PRESERVATION OF RECORDS ACCOUNTING REQUIREMENTS FOR REA ELECTRIC BORROWERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1767, subpart D

Legal Deadline: None

Abstract: The Rural Electrification Administration (REA) proposes to amend its regulation by adding a new subpart on Preservation of Records. Current REA policy on this subject is set forth in REA Bulletin 180-2, Manual for Preservation of Borrower's Records. In addition to codifying these policies and procedures, revisions are being proposed to the existing policy that will establish the proper record media forms for record retention. Once the final is effective, REA Bulletin 180-2 will be rescinded.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA92

443. USE OF GENERAL FUNDS INVESTMENTS, LOAN GUARANTEES, AND RETIREMENT OF CAPITAL CREDITS BY ELECTRIC BORROWERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1717, subpart O

Legal Deadline: None

Abstract: This rule will set forth procedures for REA approval of a borrower's use of its own funds that are not the proceeds of REA loans for additions to electric plan. REA loans are secured by a first mortgage on the borrower's total electric system. REA approvals are intended to ensure that the proposed capital additions will not adversely affect the borrower's ability to provide service consistent with the RE Act and to repay its REA loans.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: REA is splitting the old RIN due to the fact that the four subparts of the old RIN were split into separate actions which are progressing at different rates in the regulatory process.

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB01

444. REA APPROVAL OF SALE OF CAPITAL ASSETS BY ELECTRIC BORROWERS

Priority: Other Significant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1717, subpart P

Legal Deadline: None

Abstract: This rule will set forth REA policies and procedures for the sale of capital assets by electric borrowers. REA loans are secured by a first mortgage on the borrower's electric system. REA approval of sales of capital assets are intended to ensure that the sale of the assets will not adversely affect the borrower's ability to provide service consistent with the RE Act, and to repay its REA loans. These policies were last revised in 1972.

USDA—RUS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: REA is splitting the old RIN due to the fact that the four subparts of the old RIN are now separate regulatory actions which are moving at different rates in the regulatory process.

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB02

445. LOAN DEFERMENTS FOR ENERGY RESOURCES CONSERVATION - ELECTRIC PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1717, subpart L

Legal Deadline: None

Abstract: This regulation will codify and update the current Rural Electrification Administration (REA) policy implemented through an REA Bulletin which will be rescinded when this rule is published final. This action is necessary to permit a principal payment extension of monthly billed accounts for the purpose of Energy Resources Conservation (ERC) loans. The current ERC loan program implemented in 1980 allows for the extension of only quarterly principal payments. All REA loans approved on or after September 1, 1982, require monthly repayments while those loans approved prior to that date required quarterly repayments. This new regulation will codify the current ERC loan program and will amend it to include monthly billed accounts. Most REA loans have a repayment period of 3.5 years.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB03

446. POWER REQUIREMENT STUDIES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 to 950(b); PL 99-591

CFR Citation: 7 CFR 1710 E

Legal Deadline: None

Abstract: The Rural Electrification Administration (REA) is proposing to update its Power Requirements currently contained in Subpart E of 7 CFR part 1710, Pre-loan Policies and Procedures for Insured and Guaranteed Electric Loans. The updates to subpart E are needed to reflect the addition to 7 CFR 1710 of Subpart H, Loans for Demand Side Management, Energy Conservation Programs, and On-Grid and Off-Grid Renewable Energy Systems. Subpart H was required by the Rural Electrification Loan Restructuring Act of 1993. Other changes to subpart E are intended to clarify the existing language without changing its overall intent.

Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB05

447. CREDIT SUPPORT OF POWER SUPPLY BORROWERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 to 950(b); PL 99-591

CFR Citation: 7 CFR 1710

Legal Deadline: None

Abstract: The Rural Electrification Administration is proposing to develop a regulation concerning credit support requirements for its borrowers. Such credit support will be required where adequate strength is not present at the borrower to support the risk associated with a proposed loan guarantee.

Timetable:

Action	Date	FR Cite
ANPRM	06/02/94	59 FR 28495
ANPRM Comment Period End	07/18/94	
ANPRM Comment Period Reopened	07/20/94	59 FR 36998
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB09

448. COMMUNITY FACILITY LOANS - CONSTRUCT OR IMPROVE SOLID WASTE FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-129

CFR Citation: 7 CFR 1942 subpart A

Legal Deadline: Final, Statutory, May 31, 1994.

Prohibition regarding electric service contained in P.L. 103-129 must be implemented within six months of 11/01/93.

Abstract: The revised regulations will implement a change in the security requirements for loans secured primarily by revenue to construct or improve solid waste facilities. There will be no significant costs associated with this action. The benefits will be in the form of loan and grant funds available to rural communities through the programs.

Timetable:

Action	Date	FR Cite
NPRM	08/19/94	59 FR 42783
NPRM Comment Period End	04/00/95	

USDA—RUS

Proposed Rule Stage

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: Local

Additional Information: This entry was reported as RIN 0575-AB82 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Utilities Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0572-AB12

449. LIQUIDATION OF LOANS AND ACQUISITION, MANAGEMENT AND DISPOSAL OF SECURITY PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 1989; 42 USC 1480; 16 USC 1005; 5 USC 301

CFR Citation: 7 CFR 1696; 7 CFR 1697; 7 CFR 1951 subpart E; 7 CFR 1955 subpart A; 7 CFR 1955 subpart B; 7 CFR 1955 subpart C; 7 CFR 2.23; 7 CFR 2.70

Legal Deadline: None

Abstract: Rural Housing and Community Development Service (RHCDS) regulations are amended to remove references to the programs administered by the Rural Utilities Service (RUS). This action will provide RUS regulatory guidance for the liquidation of loans that are in noncompliance with loan agreements. As a result of such action, security property may be taken into inventory. The regulation outlines the policies and procedures for the management and disposition of property acquired by the agency. This change will also clarify the processing of overpayments, underpayments and refunds, subordinations, and release from liability.

Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Additional Information: This entry was reported as RIN 0570-AA03 prior to the reorganization of USDA.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0572-AB13

450. SOLID WASTE MANAGEMENT GRANTS

Priority: Substantive, Nonsignificant

Legal Authority: PL 101-624, sec 2325

CFR Citation: 7 CFR 1692; 7 CFR 1942 subpart J

Legal Deadline: None

Abstract: Rural Utilities Service (RUS) implemented this authority by adding it to the existing Technical Assistance grant program for water and waste disposal facilities. In order to prevent confusion and to further refine the requirements of the program, RUS is proposing to publish a separate regulation for two programs.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: Local

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0572-AB14

451. TECHNICAL ASSISTANCE AND TRAINING GRANTS

Priority: Substantive, Nonsignificant

Legal Authority: PL 99-198, sec 1304

CFR Citation: 7 CFR 1691; 7 CFR 1942 subpart J

Legal Deadline: None

Abstract: Under current regulations, the Rural Utilities Service (RUS) administers two separate technical assistance grant programs that have similar requirements. In order to avoid confusion for the public because of differences in eligibility and purposes of the two programs, RUS proposes to rewrite the existing regulation to separate the two programs.

Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	

Small Entities Affected: Governmental Jurisdictions, Organizations

Government Levels Affected: Local

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Housing and Community Development Service, 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0572-AB15

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

Rural Utilities Service (RUS)

452. LOAN ACCOUNT COMPUTATIONS, POLICIES, AND PROCEDURES

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1785; 7 CFR 1786, subpart A

Legal Deadline: None

Abstract: REA proposes to codify, consolidate, and update the policies and procedures currently contained in REA Bulletin 20-9:320-12.

Timetable:

Action	Date	FR Cite
NPRM	04/07/93	58 FR 18043

Action	Date	FR Cite
NPRM Comment Period End	05/07/93	
Final Action	04/00/95	
Final Action Effective	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

USDA—RUS

Final Rule Stage

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA65

453. REA PERFORMANCE SPECIFICATION FOR LINE CONCENTRATORS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq

CFR Citation: 7 CFR 1755

Legal Deadline: None

Abstract: REA is proposing to revise the specification to reflect the latest technical advancements in line concentrator performance. REA is also proposing to rescind Bulletin 345-185 (REA Form 397g) from section 1755.97, Incorporation By Reference of Telephone Standards. REA proposes to codify the revised Bulletin as 7 CFR 1755.397.

Timetable:

Action	Date	FR Cite
NPRM	04/25/94	59 FR 19661
NPRM Comment Period End	05/25/94	
Final Action	06/00/95	
Final Action Effective	07/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Avenue SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA72

454. LONG-RANGE FINANCIAL FORECASTS OF ELECTRIC BORROWERS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 to 950(b); PL 99-591

CFR Citation: 7 CFR 1710, subpart G

Legal Deadline: None

Abstract: The Rural Electrification Administration (REA) proposes to amend its pre-loan regulations for electric loans to clarify and revise the

requirement that borrowers submit to REA a long-range financial forecast as part of an application for a loan, loan guarantee, lien accommodation. This proposed rule is intended to strengthen credit practices and to assist borrowers in preparing, and REA staff in reviewing loan applications.

Timetable:

Action	Date	FR Cite
NPRM	08/20/93	58 FR 44288
NPRM Comment Period End	09/20/93	58 FR 44288
Final Action	09/00/95	
Final Action Effective	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250, **202 720-9550**

RIN: 0572-AA89

455. EXEMPTIONS OF REA CONTROLS OVER BORROWER OPERATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq; PL 103-201

CFR Citation: 7 CFR 1710.7; 7 CFR 1717

Legal Deadline: Final, Statutory, May 18, 1994.

Public Law 103-129 (107 Stat 2342) was passed "To clarify the regulatory oversight exercised by the REA with respect to certain electric borrowers" and required interim rules within 180 days.

Abstract: The Rural Electrification Administration is amending its regulations governing policies and requirements with respect to controls and approvals over borrower operations and the granting of lien accommodations and subordinations. These changes are required by Public Law 103-201, passed on December 17, 1993, and apply to electric borrowers whose net worth exceeds 110 percent of the outstanding balance of loans made or guaranteed by REA.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/28/94	59 FR 3982
Interim Final Rule Effective	01/28/94	

Action	Date	FR Cite
Interim Final Rule Comment Period End	04/28/94	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AA96

456. PRE-LOAN POLICIES AND PROCEDURES FOR ELECTRIC LOANS

Priority: Substantive, Nonsignificant

Legal Authority: 7 USC 901 et seq; PL 103-129

CFR Citation: 7 CFR 1710; 7 CFR 1714

Legal Deadline: Final, Statutory, December 16, 1993.

Public Law 103-129 (107 Stat 1356), "Rural Electrification Loan Restructuring Act of 1993", was passed on November 1, 1993, and required REA to issue interim final rules on it within 45 days.

Abstract: REA is amending its pre-loan regulations for electric borrowers by restructuring the REA electric loan program, as required by Public Law 103-129. The areas affected are loan purposes, the definition of "rural area," applicable interest rates, loan terms and conditions, and REA oversight of borrowers, among others.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/20/93	58 FR 66260
Interim Final Rule Effective	12/20/93	
Interim Final Rule Comment Period End	03/21/94	

Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AA98

USDA—RUS

Final Rule Stage

457. LOANS FOR DEMAND-SIDE MANAGEMENT, ENERGY CONSERVATION PROGRAMS, AND ON-GRID AND OFF-GRID RENEWABLE ENERGY SYSTEMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; PL 103-129**CFR Citation:** 7 CFR 1710**Legal Deadline:** Final, Statutory, January 1, 1994.

Public Law 103-129 (107 Stat 1356), "Rural Electrification Loans Restructuring Act of 1993," was signed on November 1, 1993, and required REA to issue interim final rules on it by Jan. 1, 1994.

Abstract: REA is amending its pre-loan regulations for electric loans to incorporate changes to electric loan policies as required by Public Law 103-129. This action permits REA to make loans for demand-side management, energy conservation programs, and on- and off-grid renewable energy systems.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/04/94	59 FR 494
Interim Final Rule Effective	01/04/94	
Interim Final Rule Comment Period End	05/04/94	

Next Action Undetermined

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AA99**458. REFINANCING AND PREPAYMENT OF FFB LOANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq; PL 103-66**CFR Citation:** 7 CFR 1786, subpart G**Legal Deadline:** Final, Statutory, September 24, 1993.

Public Law 103-66 required REA to issue a rule by September 24, 1993, to implement Subtitle B - Rural Electrification of the Omnibus Reconciliation Act of 1993.

Abstract: The Rural Electrification Administration (REA) is adding a new regulation to implement Subtitle B - Rural Electrification of the Omnibus Reconciliation Act of 1993. This new rule will provide guidelines to REA-guaranteed Federal Financing Bank (FFB) borrowers who wish to refinance or prepay outstanding indebtedness in FFB loans, and at the borrower's option, add the prepayment premium to the principal of the refinanced loan advance after paying a fee of 2.5 percent of the premium.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/30/93	58 FR 51007
Interim Final Rule Effective	09/30/93	
Interim Final Rule Comment Period End	12/29/93	

Next Action Undetermined

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB00**459. LOAN SECURITY DOCUMENTS FOR ELECTRIC LOANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1718**Legal Deadline:** None

Abstract: The Rural Electrification Administration is proposing to update and revise its standard forms of the mortgage and loan contract used with electric borrowers. The provisions of these loan security documents will be clarified and brought into conformance with changes to electric loan terms and conditions required by the Rural Electrification Loan Restructuring Act of 1993, the amendments to 7 CFR Parts 1710 and 1714 which implemented those statutory changes, as well as other regulations issued by REA over the past several years. The revision will also provide better customer service to REA electric borrowers and supplemental lenders by bringing REA documents more in conformance with loan security

documents used in the private sector. Continuing to use the current outdated forms of the mortgage and loan contract would impose unacceptable burdens on REA, its borrowers, and on supplemental lenders with respect to responding expeditiously and cost-effectively to recent changes in law and REA regulations and the ongoing changes in the economic and financial environment in which REA borrowers compete.

Timetable:

Action	Date	FR Cite
NPRM	09/29/94	59 FR 49594
Final Action	05/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building, Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB06**460. ACCOUNTING REQUIREMENTS FOR REA TELEPHONE BORROWERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 901 et seq**CFR Citation:** 7 CFR 1770 C**Legal Deadline:** None

Abstract: The Rural Electrification Administration (REA) is proposing to add a new subpart that codifies REA's current policy on the accounting for postretirement benefits, Rural Telephone Bank stock, cushion of credit investments, Rural Economic Development loans, and satellite or cable television services.

Timetable:

Action	Date	FR Cite
NPRM	09/14/94	59 FR 47097
NPRM Comment Period End	11/14/94	
Final Action	06/00/95	
Final Action Effective	07/00/95	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: F. Lamont Heppe, Deputy Director, Program Support Staff, Department of Agriculture, Rural Utilities Service, 14th & Independence Ave. SW., Room 2234 South Building,

USDA—RUS

Final Rule Stage

Washington, DC 20250-1500, **202 720-9550**

RIN: 0572-AB10

461. • COMMUNITY FACILITY LOANS - TIMBER-DEPENDENT COMMUNITIES

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-427

CFR Citation: 7 CFR 1942 subpart A

Legal Deadline: None

Abstract: The revised regulations will implement Pub. L. 103-427, that ensures timber-dependent communities

in the Pacific Northwest, adversely affected by the "Forest Plan for a Sustainable Economy and a Sustainable Environment," dated July 1993, qualify for certain rural development loans and grants. Pub. L. 103-427 temporarily expands population eligibility for certain development loans and grants for a limited number of rural communities in the Pacific Northwest.

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Local

Additional Information: This will be a joint rule promulgated by the Rural Utilities Service and the Rural Housing and Community Development Service.

Agency Contact: Chris Goettelmann, Chief, Regulations Analysis and Control Branch, Department of Agriculture, Rural Utilities Service, Room 6348 South Building, Washington, DC 20250, **202 720-9744**

RIN: 0572-AB11

DEPARTMENT OF AGRICULTURE (USDA)

Completed/Longterm Actions

Rural Utilities Service (RUS)

462. ELECTRIC SYSTEM CONSTRUCTION POLICIES AND PROCEDURES—ELECTRIC MATERIALS AND CONSTRUCTION

CFR Citation: 7 CFR 1726, subparts A to F; 7 CFR 1726, subparts J to K

Completed:

Reason	Date	FR Cite
Final Action	02/23/95	60 FR 10152
Final Action Effective	03/27/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, **202 720-9550**

RIN: 0572-AA47

Completed:

Reason	Date	FR Cite
Final Action	01/19/95	60 FR 3726
Final Action Effective	02/21/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, **202 720-9550**

RIN: 0572-AA69

Government Levels Affected: Undetermined

Agency Contact: F. Lamont Heppe, **202 720-9550**

RIN: 0572-AA84

465. STATE TELECOMMUNICATIONS MODERNIZATION PLAN

CFR Citation: 7 CFR 1751 B

Completed:

Reason	Date	FR Cite
Final Action	02/13/95	60 FR 8171
Final Action Effective	03/15/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: F. Lamont Heppe, **202 720-9550**

RIN: 0572-AB07

BILLING CODE 3410-15-F

463. PRE-LOAN POLICIES AND PROCEDURES FOR INSURED ELECTRIC LOANS

CFR Citation: 7 CFR 1710; 7 CFR 1714; 7 CFR 1785

464. ELECTRIC SYSTEM CONSTRUCTION POLICIES AND PROCEDURES

CFR Citation: 7 CFR 1726, subpart H

Completed:

Reason	Date	FR Cite
Final Action	02/23/95	60 FR 10152
Final Action Effective	03/27/95	

Small Entities Affected: None

DEPARTMENT OF AGRICULTURE (USDA)

Final Rule Stage

National Resources Conservation Service (NRCS)

466. • WETLANDS RESERVE PROGRAM INTERIM RULE

Priority: Other Significant

Legal Authority: 16 USC 3837 et seq; 16 USC 590(a) et seq

CFR Citation: 7 CFR 620

Legal Deadline: None

Abstract: Pursuant to the Department of Agriculture Reorganization Act, PL 103-354, NRCS assumed responsibility for administering the Wetlands Reserve

Program, formerly administered by the Consolidated Farm Service Agency. The interim rule would establish the process by which the Wetlands Reserve Program will be administered by NRCS and makes other modifications to the program to become consistent with NRCS policies and procedures.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert Misso, Wetlands Reserve Program Manager, Department of Agriculture, National Resources Conservation Service, P.O. Box 2890, Cotton Annex, Mezz. 1, Washington, DC 20250, **202 690-0848**

RIN: 0578-AA15

DEPARTMENT OF AGRICULTURE (USDA)
National Resources Conservation Service (NRCS)
Completed/Longterm Actions**467. SOIL SURVEYS**

CFR Citation: 7 CFR 611

Completed:

Reason	Date	FR Cite
Withdrawn - No action expected in the next 12 months.	03/31/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael F. King, 202 447-4811

RIN: 0578-AA00

468. FARMLAND PROTECTION POLICY ACT

CFR Citation: 7 CFR 658

Completed:

Reason	Date	FR Cite
Final Action	06/17/94	59 FR 31110
Final Action Effective	06/17/94	59 FR 31110

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Clarence Austin, 202 447-4811

RIN: 0578-AA14

BILLING CODE 3410-16-F

DEPARTMENT OF AGRICULTURE (USDA)
Office of Operations (OO)
Proposed Rule Stage**469. AGRICULTURE ACQUISITION REGULATION**

Priority: Informational

Legal Authority: 5 USC 301; 40 USC 486(c)

CFR Citation: 48 CFR 401 to 453 (Revision)

Legal Deadline: None

Abstract: The Agriculture Acquisition Regulation is the Department of Agriculture's agency acquisition regulation, issued to implement or supplement the Federal Acquisition Regulation. The Agriculture Acquisition Regulation is being revised to

incorporate changes required by the Federal Acquisition Streamlining Act of 1994, Executive Orders, The Federal Acquisition Regulation, and recent Office of Federal Procurement Policy Letters. The revised regulation will also incorporate changes suggested by the National Performance Review, by the Department of Agriculture's Procurement Review Task Force, and by the Department of Agriculture's Modernization of the Administrative Process Project.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: None

Sectors Affected: Multiple

Procurement: This is a procurement-related action for which there is no statutory requirement. The agency has not yet determined whether there is a paperwork burden associated with this action.

Agency Contact: Joseph Daragan, Procurement Analyst, Department of Agriculture, Office of Operations, Rm 1550 South Building, Washington, DC 20250, 202 720-5729

RIN: 0599-AA00

DEPARTMENT OF AGRICULTURE (USDA)
Office of Operations (OO)
Completed/Longterm Actions**470. NEW RESTRICTIONS ON LOBBYING**

CFR Citation: 7 CFR 3018

Completed:

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Joseph J. Daragan, 202 720-5729

RIN: 0599-AA01

[FR Doc. 95-5743 Filed 05-05-95; 8:45 am]

BILLING CODE 3410-13-F